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*Attorneys for Claimants Baumanns*

Affirmation: This document does  
not contain the social security  
number of any person.

**IN THE OFFICE OF THE STATE ENGINEER  
OF THE STATE OF NEVADA**

RECEIVED  
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STATE ENGINEER'S OFFICE

IN THE MATTER OF THE  
DETERMINATION OF DEFINING THE  
RIGHTS IN AND TO ALL WATERS OF  
DIAMOND VALLEY, HYDROGRAPHIC  
BASIN NO. 10-153, ELKO AND EUREKA  
COUNTIES, NEVADA.

**AFFIDAVIT OF CLAIMANT  
BAUMANN IN SUPPORT OF  
OBJECTIONS TO PRELIMINARY  
ORDER OF DETERMINATION**

**AFFIDAVIT**

State of Nevada        )  
                                  ) SS  
County of Washoe     )

1. I, James E. Baumann, hereby swear or affirm under the penalty of perjury that the assertions contained in the "Claimants James E. and Vera L. Baumann's Objections to Preliminary Order of Determination" are true and accurate to the best of my information and belief.
2. I further certify that the documents attached hereto and identified on the following exhibit list, are in support of our Objections, were obtained by me or under my direction, and are true and accurate copies thereof.

**Page 1 – AFFIDAVIT OF CLAIMANT BAUMANN IN SUPPORT OF OBJECTIONS TO PRELIMINARY ORDER OF DETERMINATION**

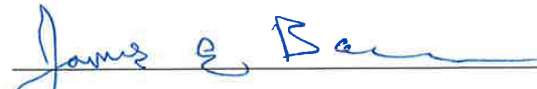


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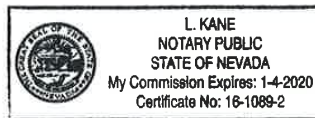
{P0415294; 1515.00 TAU }

3. In relation to our claim V-09776 for South Regli 1-2-3, the fence line runs to the north of this spring location, thereby this spring is within the fenced area on the Shannon Station Allotment. This fence line was established in this location back in 1981 when the allotment was split in half thereby creating the boundary line between the Black Point Allotment to the north and the Shannon Station Allotment on the south. At all times we have had access to and been authorized to use water at South Regli 1-2-3.

DATED this 2 day of November, 2018.

  
James E. Baumann

SUBSCRIBED AND SWORN to before me this 2<sup>nd</sup> day of November 2018, by James E. Baumann (name).



  
Notary Public for Nevada  
My Commission expires: 1-4-2020

Page 2 – AFFIDAVIT OF CLAIMANT BAUMANN IN SUPPORT OF OBJECTIONS TO PRELIMINARY ORDER OF DETERMINATION

{P0415294; 1515.00 TAU }



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BAUMANN\_004  
Page 2

**EXHIBIT LIST**

<b>Exhibit #</b>	<b>Description</b>
1	Baumann Vested Claim List
2	BLM Term Grazing Permit 2002-2012: Authorization for Use of Shannon Station and Spanish Gulch Grazing Allotments
3	BLM Term Grazing Permit 2013-2021: Authorization for Use of Shannon Station and Spanish Gulch Grazing Allotments
4	BLM Master Report for Spanish Gulch Allotment and BLM Authorization Use by Allotment – 2 Bit Ranch Sheep Permit
5	Hunter’s Application for Grazing Permit, October 31, 1951
6	BLM Diamond Valley Unit Adjudication and Allotment Agreement, 1965
7	BLM Range Line Agreement, Shannon Station Allotment, 1981
8	Gerald E. Robinson letter re Hunter Ranch operations, December 1, 2008
9	8/11/2016 Correspondence to NDWR re location of South Regli No. 1, 2, 3 (V-09776)
10	5/24/2016 Correspondence to NDWR re location of South Regli No. 1, 2, 3 (V-09776)
11	BLM Allotment Boundary line map re Shannon Station Allotment and surrounding allotments



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# EXHIBIT 1

# EXHIBIT 1

**Baumann Proofs of Appropriation  
in Diamond Valley**

<b>Claim No.</b>	<b>NDWR Owner of Record</b>	<b>Source</b>
V01085	James E. Baumann and Vera L. Baumann	Simpson Creek
V01089	James E. Baumann and Vera L. Baumann	Old Bennett Spring
V01133	James E. Baumann and Vera L. Baumann	Simpson Creek & Tributaries (Cottonwood Creek, Spanish Gulch, Poison Spring)
V02324	James E. Baumann and Vera L. Baumann	Wood Trough Spring
V02325	James E. Baumann and Vera L. Baumann	Green Spring
V02326	James E. Baumann and Vera L. Baumann	Simpson No. 1 Spring
V03657	James Baumann and Vera Baumann	Four-Eyed Nicks Spring
V09756	James E. and Vera L. Baumann	Poison Canyon Spring
V09757	James E. and Vera L. Baumann	DePaoli Creek Spring
V09758	James E. and Vera L. Baumann	Cottonwood Creek Springs
V09759	James E. and Vera L. Baumann	Spanish Gulch Spring
V09760	James E. and Vera L. Baumann	Poison Spring
V09761	James E. and Vera L. Baumann	Big Rock Spring
V09762	James E. and Vera L. Baumann	Hole in the Wall Spring
V09763	James E. and Vera L. Baumann	Shirt Creek Springs
V09764	James E. and Vera L. Baumann	Rich Creek Spring (aka Rocky Knoll Spring or Rocky Canyon Spring)
V09765	James E. and Vera L. Baumann	Pass Creek Springs
V09766	James E. and Vera L. Baumann	Rose Spring
V09767	James E. and Vera L. Baumann	Seepage Springs Creek
V09768	James E. and Vera L. Baumann	Milk Ranch Spring
V09769	James E. and Vera L. Baumann	Unnamed #1 (NDWR calls it "Upper Milk Spring")
V09770	James E. and Vera L. Baumann	China Canyon Spring
V09771	James E. and Vera L. Baumann	Eureka Creek
V09775	James E. and Vera L. Baumann	Angelo Belli Flat Spring (aka Angelo Belli Spring or Angelo Billy Spring but not the same Angelo Belli Spring under Cert. 7145)
V09776	James E. and Vera L. Baumann	South Regli No. 1, 2, 3
V09777	James E. and Vera L. Baumann	Rhyolite Spring
V09778	James E. and Vera L. Baumann	Bullwacker Spring
V09779	James E. and Vera L. Baumann	Richmond Spring
V10869	James & Vera Baumann	F. G. Spring
V10870	James E. and Vera L. Baumann	Lani Spring
V10871	James E. and Vera L. Baumann	Hornitos Spring
V10872	James & Vera Baumann	Upper Wood Trough

<b>Claim No.</b>	<b>NDWR Owner of Record</b>	<b>Source</b>
V10873	James E. and Vera L. Baumann	Landslide Spring
V10874	James E. and Vera L. Baumann	High Pass Spring
V10875	James & Vera Baumann	Middle Spring
V10876	James E. and Vera L. Baumann	Simpson Spring # 2
V10877	James E. and Vera L. Baumann	Fred Spring
V10878	James E. and Vera L. Baumann	Pinto Pass Spring
V10879	James E. and Vera L. Baumann	Pedroli Spring

# EXHIBIT 2

# EXHIBIT 2

OPERATOR COPY

AUTH NUMBER: 2706085  
DATE PRINTED: 3/11/2002

Form 4130-2a  
(February 1999)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT  
  
GRAZING PERMIT

STATE NV  
OFFICE 060  
AUTH NUMBER 2706085  
PREFERENCE CODE 03  
DATE PRINTED 03/11/2002  
TERM 03/01/2002 TO 02/28/2012

BUREAU OF LAND MANAGEMENT  
BATTLE MOUNTAIN FO  
50 BASTIAN RD  
BATTLE MOUNTAIN NV 89820

JAMES BAUMANN  
P.O. BOX 308  
EUREKA NV 89316

THIS GRAZING PERMIT IS OFFERED TO YOU UNDER 43 CFR PART 4100 BASED ON YOUR RECOGNIZED QUALIFICATIONS. YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS, UNDER THE JURISDICTION OF THE BUREAU OF LAND MANAGEMENT AND COVERED BY THIS PERMIT, UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS PERMIT AND PAYMENT OF GRAZING FEES WHEN DUE. CONTACT YOUR LOCAL BLM OFFICE AT 775-635-4000 IF YOU HAVE QUESTIONS.

MANDATORY TERMS AND CONDITIONS

GRAZING SCHEDULE:

ALLOTMENT	PASTURE	LIVESTOCK NUMBER KIND	GRAZING BEGIN	PERIOD END	%PL USE	AUMS
10051 SHANNON STATION (N6)		142 CATTLE	04/01	04/30	97 ACTIVE	136
		300 CATTLE	05/01	10/14	97 ACTIVE	1598
		180 CATTLE	10/15	02/28	97 ACTIVE	786

OTHER TERMS AND CONDITIONS:

IN ACCORDANCE WITH SEC. 114. OF PL 107-67, A GRAZING PERMIT OR LEASE THAT EXPIRES (OR IS TRANSFERRED) DURING FISCAL YEAR 2002 SHALL BE RENEWED UNDER SECTION 402 OF THE FEDERAL LAND POLICY AND MANAGEMENT ACT OF 1976, AS PROVIDED (43 U.S.C. 1752). THE TERMS AND CONDITIONS CONTAINED IN THE EXPIRING PERMIT OR LEASE SHALL CONTINUE IN EFFECT UNDER THE NEW PERMIT OR LEASE UNTIL SUCH TIME AS THE SECRETARY OF THE INTERIOR COMPLETES PROCESSING OF SUCH PERMIT OR LEASE IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS, AT WHICH TIME SUCH PERMIT OR LEASE MAY BE CANCELED, SUSPENDED OR MODIFIED, IN WHOLE OR IN PART, TO MEET THE REQUIREMENTS OF SUCH APPLICABLE LAWS AND REGULATIONS.

THE SPANISH GULCH ALLOTMENT WILL BE GRAZED IN CONJUNCTION WITH THE SHANNON STATION ALLOTMENT WHEN THE PERMITTEE'S LIVESTOCK ARE IN THE SOUTHERN END OF THE SHANNON STATION ALLOTMENT.

THIS PERMIT WILL BE SUBJECT TO CHANGE BASED UPON SPECIFIC MANAGEMENT PRACTICES IDENTIFIED IN THE FINAL MULTIPLE USE DECISION (FMUD) FOR THE SHANNON STATION/SPANISH GULCH ALLOTMENT.

THE TERMS AND CONDITIONS OF THIS PERMIT MUST BE CONSISTENT WITH THE STANDARDS AND GUIDELINES APPROVED FEBRUARY 12, 1997 FOR THE NORTHEASTERN RAC AREA.

ALLOT NO CONDITIONS

(none)



OPERATOR COPY

AUTH NUMBER: 2706085  
DATE PRINTED: 3/11/2002

- IN ACCORDANCE WITH 43 CFR 4130.8-1(F): FAILURE TO PAY GRAZING BILLS WITHIN 15 DAYS OF THE DUE DATE SPECIFIED IN THE BILL SHALL RESULT IN A LATE FEE ASSESSMENT OF \$25.00 OR 10 PERCENT OF THE GRAZING BILL, WHICHEVER IS GREATER, BUT NOT TO EXCEED \$250.00. PAYMENT MADE LATER THAN 15 DAYS AFTER THE DUE DATE, SHALL INCLUDE THE APPROPRIATE LATE FEE ASSESSMENT. FAILURE TO MAKE PAYMENT WITHIN 30 DAYS MAY BE A VIOLATION OF 43 CFR SEC. 4140.1(B)(1) AND SHALL RESULT IN ACTION BY THE AUTHORIZED OFFICER UNDER 43 CFR SECS. 4150.1 AND 4160.1-2.
- IN ACCORDANCE WITH 43 CFR 4130.3-2(D): ACTUAL USE INFORMATION, FOR EACH USE AREA, WILL BE SUBMITTED TO THE AUTHORIZED OFFICER WITHIN 15 DAYS OF COMPLETING GRAZING USE AS SPECIFIED ON THE GRAZING PERMIT AND/OR GRAZING LICENSES.
- IN ACCORDANCE WITH 43 CFR 4120.3-1(A): ALL RANGE IMPROVEMENTS SHALL BE INSTALLED, USED, MAINTAINED, AND/OR MODIFIED ON THE PUBLIC LANDS, OR REMOVED FROM THESE LANDS, IN A MANNER CONSISTENT WITH MULTIPLE-USE MANAGEMENT.
- IN ACCORDANCE WITH 43 CFR 4130.3-2(C): IN ORDER TO IMPROVE LIVESTOCK AND RANGELAND MANAGEMENT ON THE PUBLIC LANDS, ALL SALT AND/OR MINERAL SUPPLEMENTS WILL NOT BE PLACED WITHIN 1/4 MILE OF ANY RIPARIAN AREA, WET MEADOW, OR WATERING FACILITY (EITHER PERMANENT OR TEMPORARY) UNLESS STIPULATED THROUGH A WRITTEN AGREEMENT OR DECISION.
- IN ACCORDANCE WITH 43 CFR 4130.3-2(H): ALL GRAZING PERMITTEES SHALL PROVIDE REASONABLE ACCESS ACROSS PRIVATE AND/OR LEASED LANDS TO THE BUREAU OF LAND MANAGEMENT FOR THE ORDERLY MANAGEMENT AND PROTECTION OF THE PUBLIC LANDS.
- PURSUANT TO 43 CFR 10.4(G) THE HOLDER OF THIS AUTHORIZATION MUST NOTIFY THE AUTHORIZED OFFICER, BY TELEPHONE, WITH WRITTEN CONFIRMATION, IMMEDIATELY UPON THE DISCOVERY OF HUMAN REMAINS, FUNERARY OBJECTS, SACRED OBJECTS, OR OBJECTS OF CULTURAL PATRIMONY (AS DEFINED AT 43 CFR 10.2). FURTHER, PURSUANT TO 43 CFR 10.4(C) AND (D), YOU MUST STOP ACTIVITIES IN THE IMMEDIATE VICINITY OF THE DISCOVERY AND PROTECT IT FROM YOUR ACTIVITIES FOR 30 DAYS OR UNTIL NOTIFIED BY THE AUTHORIZED OFFICER.

ALLOTMENT SUMMARY (AUMS)

<u>ALLOTMENT</u>	<u>ACTIVE AUMS</u>	<u>SUSPENDED AUMS</u>	<u>PERMITTED USE</u>
10051 SHANNON STATION (N6)	2520	691	3,211

OPERATOR COPY

AUTH NUMBER: 2706085  
DATE PRINTED: 3/11/2002

Standard  
Terms and Conditions

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
2. They are subject to cancellation, in whole or in part, at any time because of:
  - a. Noncompliance by the permittee/lessee with rules and regulations.
  - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
  - c. A transfer of grazing preference by the permittee/lessee to another party.
  - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
  - e. Repeated willful unauthorized grazing use.
  - f. Loss of qualifications to hold a permit or lease.
3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans MUST be incorporated in permits or leases when completed.
4. Those holding permits or leases MUST own or control and be responsible for the management of livestock authorized to graze.
5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
8. Livestock grazing use that is different from that authorized by a permit or lease MUST be applied for prior to the grazing period and MUST be filed with and approved by the authorized officer before grazing use can be made.
9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
10. Grazing fee payments are due on the date specified on the billing notice and MUST be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
11. No Member of, or Delegate to, Congress or Resident Commissioner, after his/her election of appointment, or either before or after he/she has qualified, and during his/her continuance in office, and no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App.1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) shall be admitted to any share or part in a permit or lease, or derive any benefit to arise therefrom; and the provision of Section 3741 Revised Statutes (41 U.S.C. 22; 18 U.S.C. Sections 431-433, and 43 CFR Part 7), enter into and form a part of a grazing permit or lease, so far as the same may be applicable.

THIS PERMIT: 1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES AND 2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS PROVIDED BY LAND PLANS AND APPLICABLE LAW; (B) REVIEW AND MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

ACCEPTED:  
SIGNATURE OF PERMITTEE:

*Jan Baum*

DATE: 03-08-04

APPROVED  
BLM AUTHORIZED OFFICER:

*John L. Mumpert*

DATE: 3/11/04

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BUREAU OF LAND MANAGEMENT  
BATTLE MOUNTAIN  
FIELD OFFICE

# EXHIBIT 3

# EXHIBIT 3



U.S. Department of the Interior  
BUREAU OF LAND MANAGEMENT



State: NV  
Office: LLNVB01000  
Preference Code: 03  
AUTHORIZATION: 2703673

**GRAZING PERMIT**

**EFFECTIVE: 03/01/2013 TO 02/28/2021**

**ISSUED BY:**

BUREAU OF LAND MANAGEMENT  
MOUNT LEWIS FO  
50 BASTIAN RD  
BATTLE MOUNTAIN NV 89820

**ISSUED TO:**

BAUMANN FAMILY TRUST  
P.O. BOX 308  
EUREKA NV 89316

UNDER 43 CFR PART 4100, THE BUREAU OF LAND MANAGEMENT (BLM) OFFERS YOU THIS GRAZING PERMIT BASED ON YOUR RECOGNIZED QUALIFICATIONS. UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS GRAZING PERMIT AND PAYMENT OF GRAZING FEES WHEN DUE, YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS UNDER THE JURISDICTION OF THE BLM THAT ARE COVERED BY THIS GRAZING PERMIT. IF YOU HAVE QUESTIONS CONCERNING THIS GRAZING PERMIT, CONTACT YOUR LOCAL BLM OFFICE AT 775-635-4000.

**TERMS AND CONDITIONS**

ALLOTMENT	PASTURE	LIVESTOCK NUMBER KIND	PERIOD BEGIN END	%PL USE TYPE USE	AUMS
NV10051	SHANNON STATION/SPANISH GULCH	130 CATTLE	04/01 05/14	97 ACTIVE	182
NV10051	SHANNON STATION/SPANISH GULCH	300 CATTLE	05/15 12/31	97 ACTIVE	2,210
NV10051	SHANNON STATION/SPANISH GULCH	68 CATTLE	01/01 02/28	97 ACTIVE	128

THIS PERMIT OR LEASE IS ISSUED UNDER THE AUTHORITY OF SECTION 415, PUBLIC LAW 112-74 AND CONTAINS THE SAME TERMS AND CONDITIONS AS THE PREVIOUS PERMIT OR LEASE. THIS PERMIT OR LEASE MAY BE CANCELED, SUSPENDED, OR MODIFIED, IN WHOLE OR IN PART TO MEET THE REQUIREMENTS OF APPLICABLE LAWS AND REGULATIONS.

THE SPANISH GULCH ALLOTMENT WILL BE GRAZED IN CONJUNCTION WITH THE SHANNON STATION ALLOTMENT WHEN THE PERMITTEE'S LIVESTOCK ARE IN THE SOUTHERN END OF THE SHANNON STATION ALLOTMENT.

THIS PERMIT WILL BE SUBJECT TO CHANGE BASED UPON SPECIFIC MANAGEMENT PRACTICES IDENTIFIED IN THE FINAL MULTIPLE USE DECISION (FMUD) FOR THE SHANNON STATION/SPANISH GULCH ALLOTMENT.

THE TERMS AND CONDITIONS OF THIS PERMIT MUST BE CONSISTENT WITH THE STANDARDS AND GUIDELINES APPROVED FEBRUARY 12, 1997 FOR THE NORTHEASTERN RAC AREA.

IN ACCORDANCE WITH 43 CFR 4130.8-1(F): FAILURE TO PAY GRAZING BILLS WITHIN 15 DAYS OF THE DUE DATE SPECIFIED IN THE BILL SHALL RESULT IN A LATE FEE ASSESSMENT OF \$25.00 OR 10 PERCENT OF THE GRAZING BILL, WHICHEVER IS GREATER, BUT NOT TO EXCEED \$250.00. PAYMENT MADE LATER THAN 15 DAYS AFTER THE DUE DATE, SHALL INCLUDE THE APPROPRIATE LATE FEE ASSESSMENT. FAILURE TO MAKE PAYMENT WITHIN 30 DAYS MAY BE A VIOLATION OF 43 CFR SEC. 4140.1(B)(1) AND SHALL RESULT IN ACTION BY THE AUTHORIZED OFFICER UNDER 43 CFR SECTIONS 4150.1 AND 4160.1-2.

DATE PRINTED: 10/04/2018

OPERATOR COPY

PAGE 1 OF 5

IN ACCORDANCE WITH 43 CFR 4130.3-2(D): ACTUAL USE INFORMATION, FOR EACH PASTURE/USE AREA, WILL BE SUBMITTED TO THE AUTHORIZED OFFICER WITHIN 15 DAYS OF COMPLETING GRAZING USE AS SPECIFIED ON THE GRAZING PERMIT AND/OR GRAZING LICENSES.

IN ACCORDANCE WITH 43 CFR 4120.3-1(A): ALL RANGE IMPROVEMENTS SHALL BE INSTALLED, USED, MAINTAINED, AND/OR MODIFIED ON THE PUBLIC LANDS, OR REMOVED FROM THESE LANDS, IN A MANNER CONSISTENT WITH MULTIPLE-USE MANAGEMENT.

IN ACCORDANCE WITH 43 CFR 4130.3-2(C): IN ORDER TO IMPROVE LIVESTOCK AND RANGELAND MANAGEMENT ON THE PUBLIC LANDS, ALL SALT AND/OR MINERAL SUPPLEMENTS WILL NOT BE PLACED WITHIN 1/4 MILE OF ANY RIPARIAN AREA, WET MEADOW, OR WATERING FACILITY (EITHER PERMANENT OR TEMPORARY) UNLESS STIPULATED THROUGH A WRITTEN AGREEMENT OR DECISION.

IN ACCORDANCE WITH 43 CFR 4130.3-2(H): ALL GRAZING PERMITTEES SHALL PROVIDE REASONABLE ACCESS ACROSS PRIVATE AND/OR LEASED LANDS TO THE BUREAU OF LAND MANAGEMENT FOR THE ORDERLY MANAGEMENT AND PROTECTION OF THE PUBLIC LANDS.

IN ACCORDANCE WITH 43 CFR 4130.3-3: THE AUTHORIZED OFFICER MAY MODIFY TERMS AND CONDITIONS OF THE PERMIT OR LEASE WHEN THE ACTIVE USE OR RELATED MANAGEMENT PRACTICES ARE NOT MEETING THE LAND USE PLAN, ALLOTMENT MANAGEMENT PLAN OR OTHER ACTIVITY PLAN, OR MANAGEMENT OBJECTIVES, OR IS NOT IN CONFORMANCE WITH THE PROVISIONS OF SUBPART 4180 RAC STANDARDS AND GUIDELINES.

PURSUANT TO 43 CFR 10.4(G) THE HOLDER OF THIS AUTHORIZATION MUST NOTIFY THE AUTHORIZED OFFICER, BY TELEPHONE, WITH WRITTEN CONFIRMATION IMMEDIATELY UPON THE DISCOVERY OF HUMAN REMAINS, FUNERARY OBJECTS, SACRED OBJECTS, OR OBJECTS OF CULTURAL PATRIMONY (AS DEFINED AT 43 CFR 10.2). FURTHER, PURSUANT TO 43 CFR 10.4(C) AND (D), YOU MUST STOP ACTIVITIES IN THE IMMEDIATE VICINITY OF THE DISCOVERY AND PROTECT IT FROM YOUR ACTIVITIES FOR 30 DAYS OR UNTIL NOTIFIED BY THE AUTHORIZED OFFICER.

IN ACCORDANCE WITH 43 CFR 4130.3-1 (B) - ALL PERMITS AND LEASES SHALL BE MADE SUBJECT TO CANCELLATION, SUSPENSION, OR MODIFICATION FOR ANY VIOLATION OF THESE REGULATIONS OR OF ANY TERM OR CONDITION OF THE PERMIT OR LEASE.

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**PERMITTED USE SUMMARY**

ALLOTMENT		ACTIVE AUMS	SUSPENDED AUMS	TEMP SUSPENDED AUMS	PERMITTED USE
NV10051	SHANNON STATION/SPANISH GULCH	2,520	691	0	3,211

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**TERMS AND CONDITIONS APPLICABLE TO ALL PERMITS AND LEASES**

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
  2. They are subject to cancellation, in whole or in part, at any time because of:
    - a. Noncompliance by the permittee/lessee with rules and regulations.
    - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
    - c. A transfer of grazing preference by the permittee/lessee to another party.
    - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
    - e. Repeated willful unauthorized grazing use.
    - f. Loss of qualifications to hold a permit or lease.
  3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans **MUST** be incorporated in permits or leases when completed.
  4. Those holding permits or leases **MUST** own or control and be responsible for the management of livestock authorized to graze.
  5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
  6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
  7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
  8. Livestock grazing use that is different from that authorized by a permit or lease **MUST** be applied for prior to the grazing period and **MUST** be filed with and approved by the authorized officer before grazing use can be made.
  9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
  10. The holder of this authorization must notify the authorized officer immediately upon the discovery of human remains, funerary objects, sacred objects, or objects of cultural patrimony (cultural items), stop the activity in the area of the discovery and make a reasonable effort to protect the remains and/or cultural items.
  11. Grazing fee payments are due on the date specified on the billing notice and **MUST** be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
  12. Members of Congress may not enter into a grazing permit or lease. 41 USC 6306 (2014). Further, no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App. 1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (42 U.S.C. 1701 et. seq.) shall be admitted to any share or part in a permit or lease for grazing or derive any benefit to arise from a permit or lease for grazing.
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# EXHIBIT 4

# EXHIBIT 4



**United States Department of the Interior  
Bureau of Land Management  
ALLOTMENT MASTER REPORT**



**NV10051 SHANNON STATION/SPANISH GULCH**

<b>Office:</b>	LLNVB01000	MOUNT LEWIS FO
<b>Allotment Number and Name:</b>	NV10051	SHANNON STATION/SPANISH GULCH
<b>Distribution</b>	OK	
<b>Management Plan Type:</b>	A	AMP IMPLEMENTED
<b>Management Plan Implemented Date:</b>	01/05/2000	
<b>Management Status Code:</b>	I	IMPROVE CATEGORY
<b>Ephemeral Ecosystem:</b>	N	NO
<b>Grazing Availability:</b>	Y	YES
<b>Decision:</b>		
<b>Staff Assignment:</b>		

**Supplemental Land Information**

Ownership	Acres	AUMs
Public Land:	38,566	3,167
Other Federal:		
State:		
Private:	8,233	
<b>Total:</b>	<b>46,799</b>	<b>3,167</b>

**Pastures**

- 0001 WHISTLER MTN
- 0002 WILLOW
- 0003 SIXTH STREET
- 0004 SIMPSON SEEDING
- 0005 WILLIAMS
- 0006 NEWARK
- 0007 ANGELO BELLI
- 0008 ROCKY KNOLL
- 0009 SEEDINGS
- 0010 WHISTLER SEEDING
- 11 SPANISH GULCH

**Type Land Summary**

Code	Description	Level	Acre %	AUMs %	Fund Symbol	Exec Order	Office Acres %	State Acres %	County Acres %
01	PL 03		100	100	145032	0			
LLNVB01000	MOUNT LEWIS FO	Office					100		
NV	NEVADA	State						100	
NV011	EUREKA	County							100

**Authorization Cross Reference**

Authorization Office	Authorization Number	Operator Name	Active AUMs	Suspended AUMs	Temp Suspended AUMs	Permitted Use
LLNVB01000	2703673	BAUMANN FAMILY TRUST	2520	691	0	3211

**Allotment Terms and Conditions**

Terms and conditions include grazing schedule lines and also any text terms and conditions. The allotment terms and conditions below will print on bills and courtesy applications issued to permittees and lessees.

**Terms and Conditions**



**United States Department of the Interior  
Bureau of Land Management  
ALLOTMENT MASTER REPORT**



**NV10054 SPANISH GULCH**

<b>Office:</b>	LLNVB01000	MOUNT LEWIS FO
<b>Allotment Number and Name:</b>	NV10054	SPANISH GULCH
<b>Distribution:</b>	OK	
<b>Management Plan Type:</b>	A	AMP IMPLEMENTED
<b>Management Plan Implemented Date:</b>	01/05/2000	
<b>Management Status Code:</b>	I	IMPROVE CATEGORY
<b>Ephemeral Ecosystem:</b>	N	NO
<b>Grazing Availability:</b>	Y	YES
<b>Decision:</b>		
<b>Staff Assignment:</b>		

**Supplemental Land Information**

Ownership	Acres	AUMs
Public Land:	5,985	647
Other Federal:		
State:		
Private:		
<b>Total:</b>	<b>5,985</b>	<b>647</b>

**Pastures**

0001 SPANISH GULCH

**Type Land Summary**

Code	Description	Level	Acre %	AUMs %	Fund Symbol	Exec Order	Office Acres %	State Acres %	County Acres %
01	PL 03		100	100	145032	0			
LLNVB01000	MOUNT LEWIS FO	Office					100		
NV	NEVADA	State						100	
NV011	EUREKA	County							100

**Authorization Cross Reference**

Authorization Office	Authorization Number	Operator Name	Active AUMs	Suspended AUMs	Temp Suspended AUMs	Permitted Use
LLNVB01000	2700240	2 BIT RANCH LLC	647	0	0	647

**Allotment Terms and Conditions**

Terms and conditions include grazing schedule lines and also any text terms and conditions. The allotment terms and conditions below will print on bills and courtesy applications issued to permittees and lessees.

**Terms and Conditions**



**United States Department of the Interior  
Bureau of Land Management  
AUTHORIZATION USE BY ALLOTMENT REPORT**

NV10054 SPANISH GULCH



NV NEVADA  
LLNVB01000 MOUNT LEWIS FO  
NV10054  
SPANISH GULCH  
Y  
N/A  
AMP IMPLEMENTED  
1/5/2000

**Authorization Information**

Authorization Number	Admin State	Administrative Office	Authorizing Office	Effective Date	Expiration Date	Issue Date	Actual Active AUMS	Actual Suspended AUMS
2700240	NV	LLNVB01000	MOUNT LEWIS FO	04/11/2017	04/10/2027	04/24/2017	647	0
TOTAL							647	0

**Authorization Schedule Information**

Allotment Number	Allotment Name	Pasture Name	Auth. No	Livestock Number	Livestock Kind	Period Begin	Period End	Public Land %	Type Use	AUMS
NV10054	SPANISH GULCH		2700240	643	SHEEP	05/01	09/30	100	ACTIVE	647

The sum of the AUMs from the Authorization Schedule Information may not equal the Active AUMs for each authorization or allotment due to rounding in the AUM calculation.  
Date Printed: October 29, 2018

# EXHIBIT 5

# EXHIBIT 5

1-291  
(July 1936)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

APPLICATION FOR GRAZING PERMIT

Date October 31, 19 51

I, James Hunter and John Hunter of Eureka, Nevada  
(name of applicant) (Post-office address)

Five miles East of Eureka, hereby apply for a permit to  
(Location of ranch headquarters)

graze the following livestock, for the period stated, upon lands of the United States customarily used by me within \_\_\_\_\_ Grazing District No. 6, under the rules and current rates of charge as prescribed by the Secretary of the Interior:

Cattle	<u>325</u>	; season from	<u>March 15</u>	to	<u>May 31</u>	<u>50%</u>
Cattle	<u>325</u>	; season from	<u>June 1</u>	to	<u>August 15</u>	<u>100%</u>
<del>CATTLE</del>	<u>325</u>	; season from	<u>August 15</u>	to	<u>December 15</u>	<u>50%</u>
<del>CATTLE</del>	<u>325</u>	; season from	<u>August 15</u>	to	<u>December 15</u>	<u>50%</u>
Horses	<u>75</u>	; season from	<u>February 15</u>	to	<u>March 31, 1953</u>	<u>50%</u>
<del>HORSES</del>	<u>75</u>	; season from	<u>February 15</u>	to	<u>March 31, 1953</u>	<u>50%</u>

in common with other users or on an individual allotment and described as follows

In common with other qualified grazers on the flat in winter and individually after they leave the flat in spring till fall.

My brands and earmarks are Cattle - quarter circle H, left hip, wattle  
left cheek; slit right ear; hole left ear; Horses U left hip

1. Are you a citizen of the United States? yes By birth? no  
By naturalization? yes Date of naturalization March 15, 1921  
place Eureka; court District; certificate No. 495099; if not a citizen, have you filed the necessary declaration of intention to become such? --- Date ---; place ---  
---; court ---; declaration No. ---



5. Describe and locate all water or water rights owned or leased by you and used in your livestock operations on the public domain:

Kind (Spring, well, Reservoir, etc.)	Date developed	Name of Owner	Location Township Section	Range	Number of stock	Number of Months
--------------------------------------	----------------	---------------	---------------------------	-------	-----------------	------------------

separate descriptions enclosed

6. Have the base lands and water described in this application been previously used in livestock operations in connection with the public domain involved in this application? yes, more or less since 1865

7. Do you hold a permit to graze stock in a national forest? no  
 If so, how many? --- cattle, --- horses --- sheep ---  
 goats, ---  
 Name of the national forest and location of your range therein none

; period of use

8. How many head of livestock over 6 months of age do you own?	Does any other person own an interest in the stock applied for in this application?
Cattle <u>250</u>	<u>no</u>
Horses <u>100</u>	If so, give name and nature and extent of interest
Sheep <u>---</u>	<u>none</u>
Goats <u>---</u>	



9. How many range stock do you usually run under normal weather and economic conditions? winter, 250 cattle; summer, 350, horses 100

10. How many milk cows do you keep? 6 How many work horses? 12

11. If running cattle, do you operate on a cow and calf, steer, or mixed basis? mixed

12. Do you feed your range stock in winter? yes If so, where? at the ranches Bar C, Four eyed Nick, Edera Place and Boston Place

How many tons of hay or forage per head is fed? Approx 15 cwt and cake

13. Describe your usual livestock operations the year round. The calves are mostly born in March, April and May. We do have a few born in winter. The cattle are run on the flat in winter till the weather gets too stormy, about April they are taken to the hills.

14. If stock are trailed from one range to another in your system of operation, describe routes used. The cattle are grazed in the hills in summer, and *In the* fall, drift down to the ranch bases, when we generally wean the calves and the cattle go down onto the Diamond Valley where they graze in common with others, where we have water

\_\_\_\_\_  
Signature of Applicant

(4)

# EXHIBIT 6

# EXHIBIT 6

**Diamond Valley Unit  
Adjudication and Allotment  
Agreement**

In accordance with 43 CFR 4111.3-2(c), 4111.4-1 and 4111.4-2, Federal Range Code, the undersigned users within the Diamond Valley Unit of the Battle Mountain District, Bureau of Land Management, hereby agree to the following described group and individual allotments within the unit, as illustrated on the accompanying allotment map.

### Hay Ranch Allotment

In general, the Hay Ranch allotment will include all of that area within the Diamond Valley Unit lying west of the Devils Gate - Whistler Mountain range of hills, more particularly described as follows:

Beginning at the narrows of Devils Gate on U. S. Highway 50 near the SW corner of Section 24, T. 20 N., R. 52 E., MDM, thence in a northerly direction following the drainage divide over Whistler Mountain, a distance of about ten (10) miles, to the junction of the Diamond Valley Unit and the Roberts Creek Unit at a point on the drainage divide in the NW $\frac{1}{4}$ , section 9, T. 21 N., R. 52 E., MDM, thence southwesterly along the Diamond Valley Unit boundary, a distance of about 14 miles to the corner of the Diamond Valley Unit near the treasure well in section 21, T. 20 N., R. 50 E., MDM, thence in a southerly direction along the unit boundary, a distance of about five (5) miles to U. S. Highway 50 at the SE corner of the Bartine Ranch fence in the NE $\frac{1}{4}$  of section 15, T. 19 N., R. 50 E., MDM, thence in an easterly direction along U. S. Highway 50, a distance of about fifteen (15) miles to Devils Gate narrows, the point of beginning. It is further noted that this allotment description is limited only to that area in the Diamond Valley Unit and in no way affects the allotment of the Hay Ranch in the Antelope Unit.

### John & Kay Hunter and James Ithurralde Allotment

The allotment of John and Kay Hunter is described as follows:

Beginning at the narrows of Devils Gate on U. S. Highway 50 near the SW corner of section 24, T. 20 N., R. 52 E., MDM, thence in an easterly and southerly direction along U. S. Highway 50 which is the Diamond Valley Unit boundary, a distance of about eighteen (18) miles to the District line near the SE corner of section 32, T. 18 N., R. 54 E., MDM, thence due north along the section line, a distance of five and three quarters (5-3/4) miles to a point on the drainage divide near the NE corner of section 5, T. 18 N., R. 54 E., MDM, thence continuing along the district line east and north along the drainage divide of the Diamond Range, a distance of about nine (9) miles to the high point on the drainage divide north of Poison (Summit) Spring in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  sec. 36, T. 20 N., R. 54 E., MDM, thence in a southwesterly direction following the high ridges to a point near the center of the west half of section 1 $\frac{1}{2}$ , T. 19 N., R. 54 E., thence west and northwest along the ridge south of

Pastorino Canyon, thence across Pastorino Canyon and around the west side of Labarry's private ground in Pastorino Canyon, thence in a northerly direction to the east quarter corner of section 33, T. 20 N., R. 54 E., MDM, thence in a northwesterly direction across Dry Canyon going halfway between the patented ground owned by Hunters and by Labarrys respectively, thence in a northerly direction to the east end of the crested wheat-grass seeding used by Edward Melka, thence southwesterly around this seeding and Melkas patented ground and northerly around the Desert Land Entry and north along the fence dividing Melka's seeding from Hunter's seeding to the fence corner along the fence dividing Hunters seeding from Cottonwood seeding, thence in a straight line, a distance of about one (1) mile to the SW corner of Section 1, T. 20 N., R. 53 E., MDM, thence north one and one quarter (1-1/4) miles to the NW corner of this same section, thence westward along the section line through the Desert Land Entries and excluding the Desert Land Entries from the allotment to the NW corner of section 4, T. 20 N., R. 53 E., MDM, thence in a straight line in a westerly direction, a distance of four (4) miles to the top of Whistler Mountain at a point in the SE $\frac{1}{4}$  NE $\frac{1}{4}$  sec. 3, T. 20 N., R. 52 E., MDM, thence in a southerly direction along the drainage divide, a distance of about four (4) miles to the Narrows at Devils Gate, the point of beginning.

The James Ithurrealde Spanish Gulch allotment within the Hunter allotment is described as follows:

Beginning at the town of Eureka, thence in an easterly direction remaining at approximately the 7000 ft. elevation contour to Spanish Gulch south of Hunters Ranch, thence southeasterly to the center of Section 27, T. 19 N., R. 54 E., known as Angelo Belli Flat, thence southwesterly to the top of the drainage divide to the NE corner of Section 5, T. 18 N., R. 54 E., MDM, thence along the drainage divide to U. S. Highway 50 at Pinto Summit near the south quarter corner of Section 6, T. 18 N., R. 54 E., thence northerly along the highway to the town of Eureka, the point of beginning.

This area will comprise Ithurrealde's area of use within the Diamond Valley Unit to be used in conjunction with the summer sheep range in the Antelope Unit.

The Hunter Ithurrealde allotment will be used in common by Hunters' cattle and the Ithurrealde sheep are limited to the Spanish Gulch allotment.

It is further understood that Mrs. Jeanne Arambel will retain the right to trail sheep from Pinto Creek through Milk Ranch Spring to their summer range in the Antelope Unit. *We, HUNTERS, further understand that the Pinto Creek sheep will trail through area in the spring and return same in the fall of any given year.*

General Conditions

We the undersigned, stipulate that the Federal range area within this described allotment constitutes our apportioned share of the available Federal range forage within the Diamond Valley grazing unit of the Battle Mountain District.

It is also agreed that in the event of the increase or diminution of the Federal range forage within this allotment for any past, present, or future cause whatsoever, the resultant adjustment of grazing privileges will be made within this allotment and will not affect grazing privileges in adjoining allotments, or be a cause for the amendment of this agreement, or a readjudication of the range.

This agreement shall be binding on heirs or assignees of all licensees or permittees who are party to this agreement unless otherwise altered or changed by the mutual consent of the undersigned licensees or permittees or their heirs or assignees, with the concurrence of the Bureau of Land Management.

Special Conditions

In addition to those conditions spelled out in the Hunter-Ithurrealde allotment, it shall be recognized that labarrys shall be permitted to trail across the head of Walters Canyon to make use in the North Spring allotment area and that the sheep will be limited to this high country within the described boundaries of the North Spring allotment area.

E. P. Johnson  
Hay Ranch (Lucky C)

4-5-65  
Date

John & Kay Hunter  
John & Kay Hunter  
Ray Hunter

3-25-65  
Date

James Ithurrealde  
James Ithurrealde

3-24-65  
Date

500

George Brown  
George Brown

3-25-65  
Date

Edward A. Melka  
Edward A. Melka

3-25-65  
Date

Sec Advisory Board Minutes -  
Approved Battle Mountain District Advisory Board

June 10, 1965

Russell K. ...  
Concur District Manager

12/13/65  
Date

# EXHIBIT 7

# EXHIBIT 7



Copy to Jim Baumann

Form 4120-10  
(December 1979)  
(formerly 4111-5)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

RANGE LINE AGREEMENT

State Office	Nevada
District Office	Battle Mountain
Date	July 9, 1981

In accordance with the provisions of Grazing Regulations (43 CFR 4120.1), we, the undersigned, hereby agree to the establishment or adjustment of our respective range allotment boundaries as shown on the attached map and further described as follows:

Shannon Station Allotment

Beginning at the narrows of Devils Gate on U.S. Highway 50 near the SW corner of section 24, T. 20 N., R. 52 E., M.D.M., thence in an easterly and southerly direction along U.S. Highway 50 which is the Diamond Valley Unit boundary, a distance of about eighteen (18) miles to the district line near the SE corner of section 32, T. 18 N., R. 54 E., M.D.M., thence due north along the section line, a distance of five and three quarters (5-3/4) miles to a point on the drainage divide near the NE corner of section 5, T. 18 N., R. 54 E., M.D.M., thence continuing along the district line east and north along the drainage divide of the Diamond Range to Poison Spring in the NE corner of section 12, T. 19 N., R. 54 E., thence in a north-westerly direction up the canyon on the SW side of the road along the fence to the saddle south of Alpha Peak in the center of T. 19 N., R. 54 E., section 12, NENW, thence in a southwesterly direction following the high ridges, old bladed line and fence to a point near the center of section 11, T. 19 N., R. 54 E., thence west and northwest along the ridge south of Pastorino Canyon, thence across Pastorino Canyon and around the west side of the private ground in Pastorino Canyon, thence in a northerly direction to the east

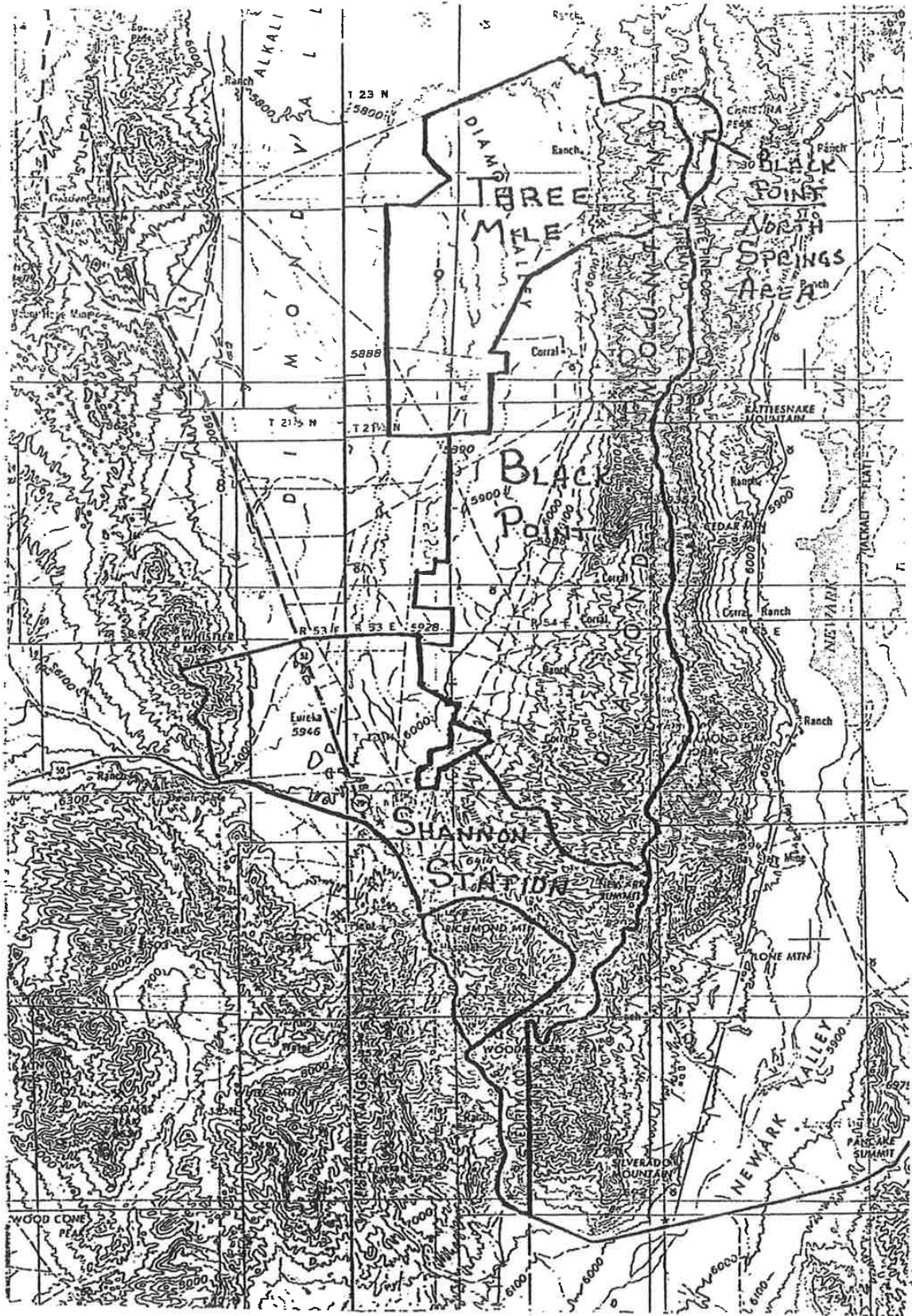
It is further agreed that the above-described allotment boundary constitutes a fair, equitable, and practical range division, based on the respective qualifications of our dependent base property under the Grazing Regulations, and as such shall be binding upon our respective heirs, executors, administrators, successors in interest or assigns.

<u>James E. Bauman</u> (Signature of Permittee/Lessee)	<u>July 14, 81</u> (Date)
<u>Don E. Widoff</u> (Signature of Permittee/Lessee)	<u>July 13/81</u> (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)

APPROVED: Neil D. Talbot  
(Signature of Authorized Officer) 12/12/84  
(Date)

quarter corner of section 33, T. 20 N., R. 54 E., M.D.M., thence in a north-westerly direction across Dry Canyon going halfway between the patented lands containing Four-eyed Nick's Spring and the Eunice Place, thence in a north and westerly direction along the Alpha fence to a point in section 19, T. 20 N., R. 54 E., where the Alpha fence meets the fence around the crested wheat grass seeding used by Edward Melka, thence southwesterly around this seeding and Melka's patented ground and northerly around the Desert Land Entry and north along the fence dividing Melka's seeding from Hunter's seeding to the fence corner along the fence dividing Hunters seeding from Cottonwood seeding, thence in a straight line, a distance of about one (1) mile to the SW corner of section 1, T. 20 N., R. 53 E., M.D.M., thence north one and one quarter (1-1/4) miles to the NW corner of this same section, thence westward along the section line through the Desert Land Entries and excluding the Desert Land Entries from the allotment to the NW corner of section 4, T. 20 N., R. 53 E., M.D.M., thence in a straight line in a westerly direction, a distance of four (4) miles to the top of Whistler Mountain at a point in the SE ~~NE~~ section 3, T. 20 N., R. 52 E., M.D.M., thence in a southerly direction along the drainage divide, a distance of about four (4) miles to the Narrows at Devils Gate, the point of beginning.

Water will be available from Poison Spring to the troughs on both sides of the boundary fence. Excess water from Held's tank will go to the trough in Shannon Station.



# EXHIBIT 8

# EXHIBIT 8

December 1, 2008

To Whom It May Concern:

I was born in 1948 and raised in Eureka, Nevada.

From a very young age, I helped the Hunter family by working on the Hunter Ranch and riding and tending to their cattle.

Hunter's cattle grazed the surrounding mountains of the ranch from the first of April through the end of October or November depending on the weather.

The Hunter cattle utilized each and every spring in the mountains from the Cottonwood Spring north of the Hunter Ranch; to the Fairbury Well south of the Hunter Ranch; east to the Poison Spring and west to the Rhyolite Spring.

The Hunter cattle used the water in Eureka Canyon for many, many years (and created havoc within the townsite) which surfaces below the upper slag dump at the south end of the town. The creek and additional springs surfacing within the townsite continued through the town of Eureka and ran past the depot located at the north end of town.

Richmond Spring, Bullwhacker Spring and the Milk Ranch Spring were the main springs for the southern country that were utilized by the cattle belonging to the Hunter Ranch.

It is common knowledge that the Hunter Ranch (aka Simpson Creek Ranch) utilized the range and water sources prior to 1900 to present.

Signed:

*Gerald E. Robinson*  
Gerald E. Robinson

*Gerald E. Robinson*

State of Nevada  
County of  
This instrument was acknowledged  
by Gerald E. Robinson on April 7, 2016



*Deane Wood County*

RECEIVED  
2016 MAY 27 PM 12:40  
DIANE ENGINEERS OFFICE

# EXHIBIT 9

# EXHIBIT 9

August 11, 2016

Nevada Division of Water Resources  
Attn: Daniel Taylor, Water Rights Specialist II  
901 S. Stewart St., Suite 2002  
Carson City, NV 89701

RE: Correction of proofs under James E. and Vera L. Baumann

Dear Mr. Taylor:

Thank you for your letter dated June 20, 2016 where you noted some corrections/elaborations that needed to be made on some of our previously filed vested Proofs of Appropriation. We address each of those Proofs noted below.

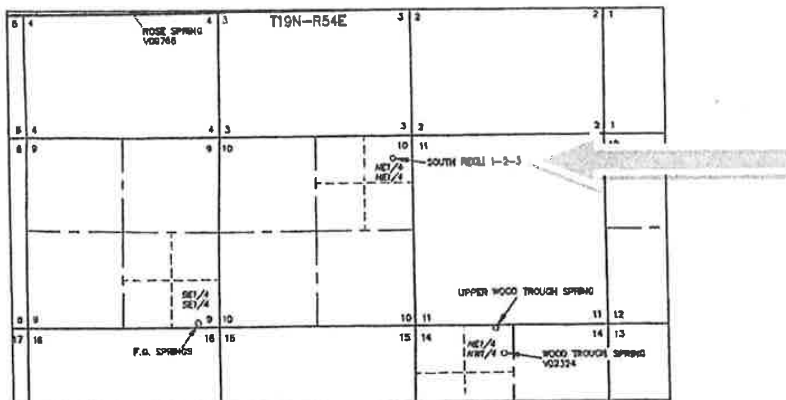
V-03657, Four-Eyed Nicks: We are working with our water rights surveyor to get the omitted acreage added to the map filed in support of this proof. We do note that we submitted a copy of the 1893 Government Land Office survey map that depicts the cultivated areas in T20N R54E Sec. 33. We will be submitting the revised map soon.

V-09765, Pass Creek Spring: Your letter that notes that this spring was not on the map filed in support of the other proofs is correct. However, your statement that there was not a separate map filed for this spring is incorrect. As the claim notes, the map for Pass Creek Spring was included with the original filing of this claim in 2008 in Volume #2 of Simpson Creek Ranch/James & Vera Baumann, already filed with the Nevada Division of Water Resources. At the time, in 2008, this was the same map under the Chloe Held Trust (originally A.C. Florio) Application 7130, Certificate 1322. Please consider the map for this claim as the same we provided in 2008 under Application 7130.

V-09767, Seepage Springs Creek: Similar to the claim above, and as noted on this claim, the map for Seepage Springs Creek was also included with the original filing of this claim in 2008 in Volume #2 of Simpson Creek Ranch/James & Vera Baumann, already filed with the Nevada Division of Water Resources. This is the same map under the A.C. Florio Application 7132, Certificate 1324. Please consider the map for this claim as the same we provided in 2008 under Application 7132.

V-09770, China Canyon Spring: Similar to the claim above, and as noted on this claim, the map for Seepage Springs Creek was also included with the original filing of this claim in 2008 in Volume #2 of Simpson Creek Ranch/James & Vera Baumann, already filed with the Nevada Division of Water Resources. This is the same map as the Ithurralde map in support of his proof V-04497. Please consider the map for this claim as the same we provided in 2008 under Proof V-04497.

V-09776, South Regl No 1,2,3: Your letter states that this spring complex was not included on the map. However, it was included on the map. Below is a screenshot of the portion of the map we submitted showing this spring depicted.



V-10870, Lani Spring: Your letter notes that the spring location in the claim does not match the map. This spring is located very near the quarter-quarter line and the mapping error is due to the inherent accuracy range of the GPS unit. The spring is located in SW1/4SW1/4 of Section 30, T19N, R54E. We will come to the Office of the State Engineer to make the corrections on the map or, if you would accept it, the map for Eureka County claim on Lani Spring, V-04506, can be used. Please let us know if we need to come and make the corrections to the map in person or whether the Eureka County map can be used.

V-10872, Upper Wood Trough: Your letter notes that the spring location in the claim does not match the map. This spring/seep is located very near the section line. In looking at the spring area on Google Earth, it appears that the spring area extends across both sections – that in the claim and that on the map. The GPS location was taken at the center of the spring/seep area. We ask that you correct the proof to clarify that the spring/seep area is across both SE1/4 SW1/4 of Section 11, T19N, R54E and NE1/4 NW1/4 of Section 14, T19N, R54E.

V-10874, High Pass Spring: Thank you for bringing this discrepancy to our attention. After review, we realized that due to recording the wrong GPS location, this ended up plotting this spring near Spanish Gulch. The correct location of this spring is in the same drainage as South Regli No. 1, 2, 3, well north of Spanish Gulch. The location of the spring is SE1/4 NE1/4 of Section 11, T19N, R54E. The GPS location being 39.534718 N, 115.855312 W. We ask you to amend the Proof to correct the spring location. We will come to the Office of the State Engineer to correct the location on the map.

Sincerely,

James E. Baumann  
Simpson Creek Ranch



# EXHIBIT 10

# EXHIBIT 10

May 24, 2016

Nevada Division of Water Resources  
901 S. Stewart St., Suite 2002  
Carson City, NV 89701

RE: Correction of locations listed on stockwater vested claims previously filed in Diamond Valley and dispute of conflicting claims

To Whom It May Concern:

We previously filed multiple stockwater vested claims on springs in Diamond Valley. We visited each spring and took a GPS location of each spring. We did not document the geographic coordinate system or datum that the GPS locations were collected in. It has come to our attention that plotting of these GPS locations in a GIS results in inaccurate placement of the springs. We revisited each spring and took new GPS readings to correct this issue and for our Water Rights Surveyor's use in preparing the required maps. Further, our Surveyor noted that some of new GPS readings do not match the previous legal descriptions. This is likely due to the fact that many of the legal descriptions were copied from previous filings from entities no longer in existence and are located on previously unsurveyed public land. Specifically, we know that the following legal descriptions should be corrected:

V02325 Green Spring, V02326 Simpson #1, V09761 Big Rock Spring, V09757 DePaoli Creek Spring, V09758 Cottonwood Creek Spring, V09759 Spanish Gulch Spring, V09763 Shirt Creek Spring, V09766 Rose Spring, V09768 Milk Ranch Spring, V09769 Upper Milk Ranch Spring, and V09776 South Regli 1-2-3 Spring.

Therefore, the purpose of this letter is to (1) provide the correct GPS locations of our previous filed vested claims in Diamond Valley and (2) ensure the correct legal descriptions are provided under all of our claims. This letter is prepared based on consultation on this issue with Mr. Steve Walmsley via phone call on May 3, 2016.

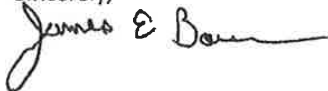
All corrected GPS locations below are provided in WGS 84 in decimal degrees.

Claim	Name	Latitude	Longitude	Legal Description
V 09756	Poison Canyon Spring	39.509833	-115.919297	NE1/4 NW1/4 of Sec. 20, T19N, R54E
V 02324	Wood Trough	39.522369	-115.862093	NE1/4 NW1/4 of Sec. 14, T19N, R54E
V 02325	Green Spring	39.515113	-115.863875	NE1/4 SW1/4 of Sec. 14, T19N, R54E
V 09759	Spanish Gulch	39.492274	-115.908187	NE1/4 NE1/4 of Sec. 29, T19N, R54E
V 09776	South Regli 1-2-3	39.537061	-115.872301	NE1/4 NE1/4 of Sec. 10, T19N, R54E
V 09777	Rhyolite Spring	39.626254	-116.067534	SW1/4 NW1/4 of Sec. 1, T20N, R52E
V 09761	Hole in the Wall	39.498794	-115.911215	SE1/4 SE1/4 of Sec. 20, T19N, R54E
V 09764	Rich Creek Spring	39.510770	-115.930570	SE1/4 SE1/4 of Sec. 18, T19N, R54E
V 09763	Shirt Creek Spring	39.509928	-115.926263	SW1/4 SW1/4 of Sec. 17, T19N, R54E
V 09758	Cottonwood Creek Spring	39.505255	-115.917338	SW1/4 NE1/4 of Sec. 20, T19N, R54E

V 09760	Sigarini Spring (Poison Spring)	39.534300	-115.834000	SE1/4 NE1/4 of Sec. 12, T19N, R54E
V 09766	Rose Spring	39.549832	-115.898125	SE1/4 SW1/4 of Sec. 33, T20N, R54E
V 09775	Angelo Belli Flat Spring	39.472268	-115.891017	NE1/4 SE1/4 of Sec. 33, T19N, R54E
V 07761	Big Rock Spring	39.497400	-115.913000	SE1/4 SE1/4 of Sec. 20, T19N, R54E
V 09757	Depaoli Creek Spring	39.501571	-115.874839	NE1/4 SE1/4 of Sec. 22, T19N, R54E
V 02326	Simpson #1	39.500300	-115.863000	NE1/4 SW1/4 of Sec. 23, T19N, R54E
V 09768	Milk Ranch Spring	39.483620	-115.933337	SW1/4 SE1/4 of Sec. 30, T19N, R54E
V 09778	Bullwacker Spring	39.498914	-115.942826	SW1/4 SW1/4 of Sec. 19, T19N, R54E
V 09779	Richmond Spring	39.500647	-115.943388	NW1/4 SW1/4 of Sec. 19, T19N, R54E
V 09769	Upper Milk Ranch Spring	39.482789	-115.929757	SE1/4 SE1/4 of Sec. 30, T19N, R54E
V 09771	Eureka Creek	39.539628	-115.965614	SE1/4 SE1/4 of Sec. 02, T19N, R54E

We also dispute recent reports of conveyance that transferred prior claims of Chloe Held Trust (originally A.C. Florio claims) to Pete and Gladly Goicoechea. We noted our dispute with the Chloe Held Trust claims in our previously filed support documents for the chain of title and historic and current use of the land and range in which these spring are appurtenant. This is included in Volume #2 of Simpson Creek Ranch/James & Vera Baumann, already filed with the Nevada Division of Water Resources. Our contentions remain the same on these conveyances to Mr. and Mrs. Goicoechea. Neither the Goicoecheas nor their predecessors in interest have ever held proprietary interests in the ranch, range, or grazing allotment on which these springs exist. This allotment is entirely fenced and the Goicoecheas hold no permit for grazing and therefore have no ability to put the water to use, and have never done so. We believe this was a titling error where the interest in these unprovable claims were conveyed in error.

Sincerely,



James E. Baumann  
Simpson Creek Ranch

# EXHIBIT 11

# EXHIBIT 11





**CERTIFICATE OF SERVICE**

I hereby certify that on November 6, 2018, I caused a copy of the foregoing *AFFIDAVIT OF CLAIMANT BAUMANN IN SUPPORT OF OBJECTIONS TO PRELIMINARY ORDER OF DETERMINATION* to be served on the following parties as outlined below:

***VIA PERSONAL SERVICE:***

Nevada State Engineer  
Nevada Division of Water Resources  
901 South Stewart Street, Suite 2002  
Carson City, NV 89701

Dated this 6th day of November, 2018.



---

Laura A. Schroeder, NSB # 3595  
Therese A. Ure, NSB #10255  
10615 Double R Blvd., Ste. 100  
Reno, NV 89521  
PHONE: (775) 786-8800  
FAX: (877) 600-4971  
[counsel@water-law.com](mailto:counsel@water-law.com)  
*Attorneys for Claimants Baumann*



Therese A. Ure, NSB 10255  
Laura A. Schroeder, NSB 3595  
Schroeder Law Offices, P.C.  
10615 Double R Blvd., Ste. 100  
Reno, Nevada 89521  
PHONE (775) 786-8800; FAX (877) 600-4971  
counsel@water-law.com  
*Attorneys for Claimants Baumanns*

Affirmation: This document does  
not contain the social security  
number of any person.

**IN THE OFFICE OF THE STATE ENGINEER  
OF THE STATE OF NEVADA**

IN THE MATTER OF THE  
DETERMINATION OF DEFINING THE  
RIGHTS IN AND TO ALL WATERS OF  
DIAMOND VALLEY, HYDROGRAPHIC  
BASIN NO. 10-153, ELKO AND EUREKA  
COUNTIES, NEVADA.

**AFFIDAVIT OF CLAIMANT  
BAUMANN IN SUPPORT OF  
OBJECTIONS TO PRELIMINARY  
ORDER OF DETERMINATION**

**AFFIDAVIT**

State of Nevada        )  
                                  ) SS  
County of Washoe     )

1. I, James E. Baumann, hereby swear or affirm under the penalty of perjury that the assertions contained in the "Claimants James E. and Vera L. Baumann's Objections to Preliminary Order of Determination" are true and accurate to the best of my information and belief.
2. I further certify that the documents attached hereto and identified on the following exhibit list, are in support of our Objections, were obtained by me or under my direction, and are true and accurate copies thereof.

**Page 1 – AFFIDAVIT OF CLAIMANT BAUMANN IN SUPPORT OF OBJECTIONS TO PRELIMINARY ORDER OF DETERMINATION**




10615 Double R Blvd., Ste. 100  
Reno, Nevada 89521  
PHONE (775) 786-8800 FAX (877) 600-4971

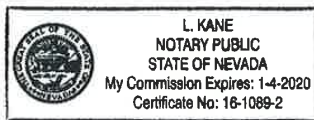
{P0415294; 1515.00 TAU }


3. In relation to our claim V-09776 for South Regli 1-2-3, the fence line runs to the north of this spring location, thereby this spring is within the fenced area on the Shannon Station Allotment. This fence line was established in this location back in 1981 when the allotment was split in half thereby creating the boundary line between the Black Point Allotment to the north and the Shannon Station Allotment on the south. At all times we have had access to and been authorized to use water at South Regli 1-2-3.

DATED this 2 day of November, 2018.

  
James E. Baumann

SUBSCRIBED AND SWORN to before me this 2<sup>nd</sup> day of November 2018, by James E. Baumann(name).



  
Notary Public for Nevada  
My Commission expires: 1-4-2020





## EXHIBIT LIST

Exhibit #	Description
1	Baumann Vested Claim List
2	BLM Term Grazing Permit 2002-2012: Authorization for Use of Shannon Station and Spanish Gulch Grazing Allotments
3	BLM Term Grazing Permit 2013-2021: Authorization for Use of Shannon Station and Spanish Gulch Grazing Allotments
4	BLM Master Report for Spanish Gulch Allotment and BLM Authorization Use by Allotment – 2 Bit Ranch Sheep Permit
5	Hunter's Application for Grazing Permit, October 31, 1951
6	BLM Diamond Valley Unit Adjudication and Allotment Agreement, 1965
7	BLM Range Line Agreement, Shannon Station Allotment, 1981
8	Gerald E. Robinson letter re Hunter Ranch operations, December 1, 2008
9	8/11/2016 Correspondence to NDWR re location of South Regli No. 1, 2, 3 (V-09776)
10	5/24/2016 Correspondence to NDWR re location of South Regli No. 1, 2, 3 (V-09776)
11	BLM Allotment Boundary line map re Shannon Station Allotment and surrounding allotments



# EXHIBIT 1

# EXHIBIT 1

**Baumann Proofs of Appropriation  
in Diamond Valley**

<b>Claim No.</b>	<b>NDWR Owner of Record</b>	<b>Source</b>
V01085	James E. Baumann and Vera L. Baumann	Simpson Creek
V01089	James E. Baumann and Vera L. Baumann	Old Bennett Spring
V01133	James E. Baumann and Vera L. Baumann	Simpson Creek & Tributaries (Cottonwood Creek, Spanish Gulch, Poison Spring)
V02324	James E. Baumann and Vera L. Baumann	Wood Trough Spring
V02325	James E. Baumann and Vera L. Baumann	Green Spring
V02326	James E. Baumann and Vera L. Baumann	Simpson No. 1 Spring
V03657	James Baumann and Vera Baumann	Four-Eyed Nicks Spring
V09756	James E. and Vera L. Baumann	Poison Canyon Spring
V09757	James E. and Vera L. Baumann	DePaoli Creek Spring
V09758	James E. and Vera L. Baumann	Cottonwood Creek Springs
V09759	James E. and Vera L. Baumann	Spanish Gulch Spring
V09760	James E. and Vera L. Baumann	Poison Spring
V09761	James E. and Vera L. Baumann	Big Rock Spring
V09762	James E. and Vera L. Baumann	Hole in the Wall Spring
V09763	James E. and Vera L. Baumann	Shirt Creek Springs
V09764	James E. and Vera L. Baumann	Rich Creek Spring (aka Rocky Knoll Spring or Rocky Canyon Spring)
V09765	James E. and Vera L. Baumann	Pass Creek Springs
V09766	James E. and Vera L. Baumann	Rose Spring
V09767	James E. and Vera L. Baumann	Seepage Springs Creek
V09768	James E. and Vera L. Baumann	Milk Ranch Spring
V09769	James E. and Vera L. Baumann	Unnamed #1 (NDWR calls it "Upper Milk Spring")
V09770	James E. and Vera L. Baumann	China Canyon Spring
V09771	James E. and Vera L. Baumann	Eureka Creek
V09775	James E. and Vera L. Baumann	Angelo Belli Flat Spring (aka Angelo Belli Spring or Angelo Billy Spring but not the same Angelo Belli Spring under Cert. 7145)
V09776	James E. and Vera L. Baumann	South Regli No. 1, 2, 3
V09777	James E. and Vera L. Baumann	Rhyolite Spring
V09778	James E. and Vera L. Baumann	Bullwacker Spring
V09779	James E. and Vera L. Baumann	Richmond Spring
V10869	James & Vera Baumann	F. G. Spring
V10870	James E. and Vera L. Baumann	Lani Spring
V10871	James E. and Vera L. Baumann	Hornitos Spring
V10872	James & Vera Baumann	Upper Wood Trough

<b>Claim No.</b>	<b>NDWR Owner of Record</b>	<b>Source</b>
V10873	James E. and Vera L. Baumann	Landslide Spring
V10874	James E. and Vera L. Baumann	High Pass Spring
V10875	James & Vera Baumann	Middle Spring
V10876	James E. and Vera L. Baumann	Simpson Spring # 2
V10877	James E. and Vera L. Baumann	Fred Spring
V10878	James E. and Vera L. Baumann	Pinto Pass Spring
V10879	James E. and Vera L. Baumann	Pedroli Spring

# EXHIBIT 2

# EXHIBIT 2

OPERATOR COPY

AUTH NUMBER: 2706085  
DATE PRINTED: 3/11/2002

Form 4130-2a  
(February 1999)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

STATE NV  
OFFICE 060  
AUTH NUMBER 2706085  
PREFERENCE CODE 03  
DATE PRINTED 03/11/2002  
TERM 03/01/2002 TO 02/28/2012

GRAZING PERMIT

BUREAU OF LAND MANAGEMENT  
BATTLE MOUNTAIN FO  
50 BASTIAN RD  
BATTLE MOUNTAIN NV 89820

JAMES BAUMANN  
P.O. BOX 308  
EUREKA NV 89316

THIS GRAZING PERMIT IS OFFERED TO YOU UNDER 43 CFR PART 4100 BASED ON YOUR RECOGNIZED QUALIFICATIONS. YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS, UNDER THE JURISDICTION OF THE BUREAU OF LAND MANAGEMENT AND COVERED BY THIS PERMIT, UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS PERMIT AND PAYMENT OF GRAZING FEES WHEN DUE. CONTACT YOUR LOCAL BLM OFFICE AT 775-635-4000 IF YOU HAVE QUESTIONS.

MANDATORY TERMS AND CONDITIONS

GRAZING SCHEDULE:

ALLOTMENT	PASTURE	LIVESTOCK NUMBER KIND	GRAZING BEGIN	PERIOD END	%PL	TYPE USE	AUMS
10051 SHANNON STATION (N6)		142 CATTLE	04/01	04/30	97	ACTIVE	136
		300 CATTLE	05/01	10/14	97	ACTIVE	1598
		180 CATTLE	10/15	02/28	97	ACTIVE	786

OTHER TERMS AND CONDITIONS:

IN ACCORDANCE WITH SEC. 114. OF PL 107-67, A GRAZING PERMIT OR LEASE THAT EXPIRES (OR IS TRANSFERRED) DURING FISCAL YEAR 2002 SHALL BE RENEWED UNDER SECTION 402 OF THE FEDERAL LAND POLICY AND MANAGEMENT ACT OF 1976, AS PROVIDED (43 U.S.C. 1752). THE TERMS AND CONDITIONS CONTAINED IN THE EXPIRING PERMIT OR LEASE SHALL CONTINUE IN EFFECT UNDER THE NEW PERMIT OR LEASE UNTIL SUCH TIME AS THE SECRETARY OF THE INTERIOR COMPLETES PROCESSING OF SUCH PERMIT OR LEASE IN COMPLIANCE WITH ALL APPLICABLE LAWS AND REGULATIONS, AT WHICH TIME SUCH PERMIT OR LEASE MAY BE CANCELED, SUSPENDED OR MODIFIED, IN WHOLE OR IN PART, TO MEET THE REQUIREMENTS OF SUCH APPLICABLE LAWS AND REGULATIONS.

THE SPANISH GULCH ALLOTMENT WILL BE GRAZED IN CONJUNCTION WITH THE SHANNON STATION ALLOTMENT WHEN THE PERMITTEE'S LIVESTOCK ARE IN THE SOUTHERN END OF THE SHANNON STATION ALLOTMENT.

THIS PERMIT WILL BE SUBJECT TO CHANGE BASED UPON SPECIFIC MANAGEMENT PRACTICES IDENTIFIED IN THE FINAL MULTIPLE USE DECISION (FMUD) FOR THE SHANNON STATION/SPANISH GULCH ALLOTMENT.

THE TERMS AND CONDITIONS OF THIS PERMIT MUST BE CONSISTENT WITH THE STANDARDS AND GUIDELINES APPROVED FEBRUARY 12, 1997 FOR THE NORTHEASTERN RAC AREA.

ALLOT NO CONDITIONS

(none)

OPERATOR COPY

AUTH NUMBER: 2706085  
DATE PRINTED: 3/11/2002

- IN ACCORDANCE WITH 43 CFR 4130.8-1(F): FAILURE TO PAY GRAZING BILLS WITHIN 15 DAYS OF THE DUE DATE SPECIFIED IN THE BILL SHALL RESULT IN A LATE FEE ASSESSMENT OF \$25.00 OR 10 PERCENT OF THE GRAZING BILL, WHICHEVER IS GREATER, BUT NOT TO EXCEED \$250.00. PAYMENT MADE LATER THAN 15 DAYS AFTER THE DUE DATE, SHALL INCLUDE THE APPROPRIATE LATE FEE ASSESSMENT. FAILURE TO MAKE PAYMENT WITHIN 30 DAYS MAY BE A VIOLATION OF 43 CFR SEC. 4140.1(B)(1) AND SHALL RESULT IN ACTION BY THE AUTHORIZED OFFICER UNDER 43 CFR SECS. 4150.1 AND 4160.1-2.
- IN ACCORDANCE WITH 43 CFR 4130.3-2(D): ACTUAL USE INFORMATION, FOR EACH USE AREA, WILL BE SUBMITTED TO THE AUTHORIZED OFFICER WITHIN 15 DAYS OF COMPLETING GRAZING USE AS SPECIFIED ON THE GRAZING PERMIT AND/OR GRAZING LICENSES.
- IN ACCORDANCE WITH 43 CFR 4120.3-1(A): ALL RANGE IMPROVEMENTS SHALL BE INSTALLED, USED, MAINTAINED, AND/OR MODIFIED ON THE PUBLIC LANDS, OR REMOVED FROM THESE LANDS, IN A MANNER CONSISTENT WITH MULTIPLE-USE MANAGEMENT.
- IN ACCORDANCE WITH 43 CFR 4130.3-2(C): IN ORDER TO IMPROVE LIVESTOCK AND RANGELAND MANAGEMENT ON THE PUBLIC LANDS, ALL SALT AND/OR MINERAL SUPPLEMENTS WILL NOT BE PLACED WITHIN 1/4 MILE OF ANY RIPARIAN AREA, WET MEADOW, OR WATERING FACILITY (EITHER PERMANENT OR TEMPORARY) UNLESS STIPULATED THROUGH A WRITTEN AGREEMENT OR DECISION.
- IN ACCORDANCE WITH 43 CFR 4130.3-2(H): ALL GRAZING PERMITTEES SHALL PROVIDE REASONABLE ACCESS ACROSS PRIVATE AND/OR LEASED LANDS TO THE BUREAU OF LAND MANAGEMENT FOR THE ORDERLY MANAGEMENT AND PROTECTION OF THE PUBLIC LANDS.
- PURSUANT TO 43 CFR 10.4(G) THE HOLDER OF THIS AUTHORIZATION MUST NOTIFY THE AUTHORIZED OFFICER, BY TELEPHONE, WITH WRITTEN CONFIRMATION, IMMEDIATELY UPON THE DISCOVERY OF HUMAN REMAINS, FUNERARY OBJECTS, SACRED OBJECTS, OR OBJECTS OF CULTURAL PATRIMONY (AS DEFINED AT 43 CFR 10.2). FURTHER, PURSUANT TO 43 CFR 10.4(C) AND (D), YOU MUST STOP ACTIVITIES IN THE IMMEDIATE VICINITY OF THE DISCOVERY AND PROTECT IT FROM YOUR ACTIVITIES FOR 30 DAYS OR UNTIL NOTIFIED BY THE AUTHORIZED OFFICER.

---

ALLOTMENT SUMMARY (AUMS)

<u>ALLOTMENT</u>	<u>ACTIVE AUMS</u>	<u>SUSPENDED AUMS</u>	<u>PERMITTED USE</u>
10051 SHANNON STATION (N6)	2520	691	3,211

Standard  
Terms and Conditions

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
2. They are subject to cancellation, in whole or in part, at any time because of:
  - a. Noncompliance by the permittee/lessee with rules and regulations.
  - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
  - c. A transfer of grazing preference by the permittee/lessee to another party.
  - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
  - e. Repeated willful unauthorized grazing use.
  - f. Loss of qualifications to hold a permit or lease.
3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans MUST be incorporated in permits or leases when completed.
4. Those holding permits or leases MUST own or control and be responsible for the management of livestock authorized to graze.
5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
8. Livestock grazing use that is different from that authorized by a permit or lease MUST be applied for prior to the grazing period and MUST be filed with and approved by the authorized officer before grazing use can be made.
9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
10. Grazing fee payments are due on the date specified on the billing notice and MUST be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
11. No Member of, or Delegate to, Congress or Resident Commissioner, after his/her election of appointment, or either before or after he/she has qualified, and during his/her continuance in office, and no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App.1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) shall be admitted to any share or part in a permit or lease, or derive any benefit to arise therefrom; and the provision of Section 3741 Revised Statutes (41 U.S.C. 22; 18 U.S.C. Sections 431-433, and 43 CFR Part 7), enter into and form a part of a grazing permit or lease, so far as the same may be applicable.

THIS PERMIT: 1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES AND 2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS PROVIDED BY LAND PLANS AND APPLICABLE LAW; (B) REVIEW AND MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

ACCEPTED:  
SIGNATURE OF PERMITTEE:

*Jim Bauer*

DATE: 03-08-04

APPROVED  
BLM AUTHORIZED OFFICER:

*John L. Baumann*

DATE: 3/11/04

RECEIVED  
MAIL ROOM  
2004 MAR 10 A 11:34  
BUREAU OF LAND MANAGEMENT  
BATTLIE MOUNTAIN  
FIELD OFFICE



# EXHIBIT 3

# EXHIBIT 3



U.S. Department of the Interior  
BUREAU OF LAND MANAGEMENT



State: NV  
Office: LLNVB01000  
Preference Code: 03  
AUTHORIZATION: 2703673

**GRAZING PERMIT**

**EFFECTIVE: 03/01/2013 TO 02/28/2021**

ISSUED BY:

BUREAU OF LAND MANAGEMENT  
MOUNT LEWIS FO  
50 BASTIAN RD  
BATTLE MOUNTAIN NV 89820

ISSUED TO:

BAUMANN FAMILY TRUST  
P.O. BOX 308  
EUREKA NV 89316

UNDER 43 CFR PART 4100, THE BUREAU OF LAND MANAGEMENT (BLM) OFFERS YOU THIS GRAZING PERMIT BASED ON YOUR RECOGNIZED QUALIFICATIONS. UPON YOUR ACCEPTANCE OF THE TERMS AND CONDITIONS OF THIS GRAZING PERMIT AND PAYMENT OF GRAZING FEES WHEN DUE, YOU ARE AUTHORIZED TO MAKE GRAZING USE OF LANDS UNDER THE JURISDICTION OF THE BLM THAT ARE COVERED BY THIS GRAZING PERMIT. IF YOU HAVE QUESTIONS CONCERNING THIS GRAZING PERMIT, CONTACT YOUR LOCAL BLM OFFICE AT 775-635-4000.

**TERMS AND CONDITIONS**

ALLOTMENT	PASTURE	LIVESTOCK NUMBER KIND	PERIOD		%PL USE TYPE USE	AUMS
			BEGIN	END		
NV10051	SHANNON STATION/SPANISH GULCH	130 CATTLE	04/01	05/14	97 ACTIVE	182
NV10051	SHANNON STATION/SPANISH GULCH	300 CATTLE	05/15	12/31	97 ACTIVE	2,210
NV10051	SHANNON STATION/SPANISH GULCH	68 CATTLE	01/01	02/28	97 ACTIVE	128

THIS PERMIT OR LEASE IS ISSUED UNDER THE AUTHORITY OF SECTION 415, PUBLIC LAW 112-74 AND CONTAINS THE SAME TERMS AND CONDITIONS AS THE PREVIOUS PERMIT OR LEASE. THIS PERMIT OR LEASE MAY BE CANCELED, SUSPENDED, OR MODIFIED, IN WHOLE OR IN PART TO MEET THE REQUIREMENTS OF APPLICABLE LAWS AND REGULATIONS.

THE SPANISH GULCH ALLOTMENT WILL BE GRAZED IN CONJUNCTION WITH THE SHANNON STATION ALLOTMENT WHEN THE PERMITTEE'S LIVESTOCK ARE IN THE SOUTHERN END OF THE SHANNON STATION ALLOTMENT.

THIS PERMIT WILL BE SUBJECT TO CHANGE BASED UPON SPECIFIC MANAGEMENT PRACTICES IDENTIFIED IN THE FINAL MULTIPLE USE DECISION (FMUD) FOR THE SHANNON STATION/SPANISH GULCH ALLOTMENT.

THE TERMS AND CONDITIONS OF THIS PERMIT MUST BE CONSISTENT WITH THE STANDARDS AND GUIDELINES APPROVED FEBRUARY 12, 1997 FOR THE NORTHEASTERN RAC AREA.

IN ACCORDANCE WITH 43 CFR 4130.8-1(F): FAILURE TO PAY GRAZING BILLS WITHIN 15 DAYS OF THE DUE DATE SPECIFIED IN THE BILL SHALL RESULT IN A LATE FEE ASSESSMENT OF \$25.00 OR 10 PERCENT OF THE GRAZING BILL, WHICHEVER IS GREATER, BUT NOT TO EXCEED \$250.00. PAYMENT MADE LATER THAN 15 DAYS AFTER THE DUE DATE, SHALL INCLUDE THE APPROPRIATE LATE FEE ASSESSMENT. FAILURE TO MAKE PAYMENT WITHIN 30 DAYS MAY BE A VIOLATION OF 43 CFR SEC. 4140.1(B)(1) AND SHALL RESULT IN ACTION BY THE AUTHORIZED OFFICER UNDER 43 CFR SECTIONS 4150.1 AND 4160.1-2.

DATE PRINTED: 10/04/2018

OPERATOR COPY

PAGE 1 OF 5

IN ACCORDANCE WITH 43 CFR 4130.3-2(D): ACTUAL USE INFORMATION, FOR EACH PASTURE/USE AREA, WILL BE SUBMITTED TO THE AUTHORIZED OFFICER WITHIN 15 DAYS OF COMPLETING GRAZING USE AS SPECIFIED ON THE GRAZING PERMIT AND/OR GRAZING LICENSES.

IN ACCORDANCE WITH 43 CFR 4120.3-1(A): ALL RANGE IMPROVEMENTS SHALL BE INSTALLED, USED, MAINTAINED, AND/OR MODIFIED ON THE PUBLIC LANDS, OR REMOVED FROM THESE LANDS, IN A MANNER CONSISTENT WITH MULTIPLE-USE MANAGEMENT.

IN ACCORDANCE WITH 43 CFR 4130.3-2(C): IN ORDER TO IMPROVE LIVESTOCK AND RANGELAND MANAGEMENT ON THE PUBLIC LANDS, ALL SALT AND/OR MINERAL SUPPLEMENTS WILL NOT BE PLACED WITHIN 1/4 MILE OF ANY RIPARIAN AREA, WET MEADOW, OR WATERING FACILITY (EITHER PERMANENT OR TEMPORARY) UNLESS STIPULATED THROUGH A WRITTEN AGREEMENT OR DECISION.

IN ACCORDANCE WITH 43 CFR 4130.3-2(H): ALL GRAZING PERMITTEES SHALL PROVIDE REASONABLE ACCESS ACROSS PRIVATE AND/OR LEASED LANDS TO THE BUREAU OF LAND MANAGEMENT FOR THE ORDERLY MANAGEMENT AND PROTECTION OF THE PUBLIC LANDS.

IN ACCORDANCE WITH 43 CFR 4130.3-3: THE AUTHORIZED OFFICER MAY MODIFY TERMS AND CONDITIONS OF THE PERMIT OR LEASE WHEN THE ACTIVE USE OR RELATED MANAGEMENT PRACTICES ARE NOT MEETING THE LAND USE PLAN, ALLOTMENT MANAGEMENT PLAN OR OTHER ACTIVITY PLAN, OR MANAGEMENT OBJECTIVES, OR IS NOT IN CONFORMANCE WITH THE PROVISIONS OF SUBPART 4180 RAC STANDARDS AND GUIDELINES.

PURSUANT TO 43 CFR 10.4(G) THE HOLDER OF THIS AUTHORIZATION MUST NOTIFY THE AUTHORIZED OFFICER, BY TELEPHONE, WITH WRITTEN CONFIRMATION IMMEDIATELY UPON THE DISCOVERY OF HUMAN REMAINS, FUNERARY OBJECTS, SACRED OBJECTS, OR OBJECTS OF CULTURAL PATRIMONY (AS DEFINED AT 43 CFR 10.2). FURTHER, PURSUANT TO 43 CFR 10.4(C) AND (D), YOU MUST STOP ACTIVITIES IN THE IMMEDIATE VICINITY OF THE DISCOVERY AND PROTECT IT FROM YOUR ACTIVITIES FOR 30 DAYS OR UNTIL NOTIFIED BY THE AUTHORIZED OFFICER.

IN ACCORDANCE WITH 43 CFR 4130.3-1 (B) - ALL PERMITS AND LEASES SHALL BE MADE SUBJECT TO CANCELLATION, SUSPENSION, OR MODIFICATION FOR ANY VIOLATION OF THESE REGULATIONS OR OF ANY TERM OR CONDITION OF THE PERMIT OR LEASE.

---

**PERMITTED USE SUMMARY**

ALLOTMENT		ACTIVE AUMS	SUSPENDED AUMS	TEMP SUSPENDED AUMS	PERMITTED USE
NV10051	SHANNON STATION/SPANISH GULCH	2,520	691	0	3,211

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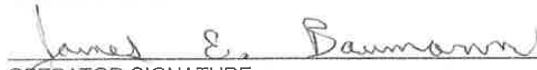

**TERMS AND CONDITIONS APPLICABLE TO ALL PERMITS AND LEASES**

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
  2. They are subject to cancellation, in whole or in part, at any time because of:
    - a. Noncompliance by the permittee/lessee with rules and regulations.
    - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
    - c. A transfer of grazing preference by the permittee/lessee to another party.
    - d. A decrease in the lands administered by the Bureau of Land Management within the allotment(s) described.
    - e. Repeated willful unauthorized grazing use.
    - f. Loss of qualifications to hold a permit or lease.
  3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans **MUST** be incorporated in permits or leases when completed.
  4. Those holding permits or leases **MUST** own or control and be responsible for the management of livestock authorized to graze.
  5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
  6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
  7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
  8. Livestock grazing use that is different from that authorized by a permit or lease **MUST** be applied for prior to the grazing period and **MUST** be filed with and approved by the authorized officer before grazing use can be made.
  9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
  10. The holder of this authorization must notify the authorized officer immediately upon the discovery of human remains, funerary objects, sacred objects, or objects of cultural patrimony (cultural items), stop the activity in the area of the discovery and make a reasonable effort to protect the remains and/or cultural items.
  11. Grazing fee payments are due on the date specified on the billing notice and **MUST** be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.
  12. Members of Congress may not enter into a grazing permit or lease. 41 USC 6306 (2014). Further, no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App. 1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (42 U.S.C. 1701 et. seq.) shall be admitted to any share or part in a permit or lease for grazing or derive any benefit to arise from a permit or lease for grazing.
-


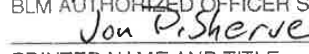
**THIS GRAZING PERMIT:**

- 1. CONVEYS NO RIGHT, TITLE OR INTEREST HELD BY THE UNITED STATES IN ANY LANDS OR RESOURCES
- 2. IS SUBJECT TO (A) MODIFICATION, SUSPENSION OR CANCELLATION AS REQUIRED BY LAND PLANS AND APPLICABLE LAW; (B) ANNUAL REVIEW AND MODIFICATION OF TERMS AND CONDITIONS AS APPROPRIATE; AND (C) THE TAYLOR GRAZING ACT, AS AMENDED, THE FEDERAL LAND POLICY AND MANAGEMENT ACT, AS AMENDED, THE PUBLIC RANGELANDS IMPROVEMENT ACT, AND THE RULES AND REGULATIONS NOW OR HEREAFTER PROMULGATED THEREUNDER BY THE SECRETARY OF THE INTERIOR.

**ACCEPTED BY:**

  
 OPERATOR SIGNATURE 10-7-18  
  
 PRINTED NAME AND TITLE DATE

**APPROVED BY:**

  
 BLM AUTHORIZED OFFICER SIGNATURE 10/22/2018  
  
 PRINTED NAME AND TITLE DATE

AUMS: Animal Unit Months. Animal unit month means the amount of forage necessary for the sustenance of one cow or its equivalent for a period of 1 month. For fee calculation purposes, an AUM is one month's use and occupancy of the range by one cow, bull, steer, heifer, horse, burro, mule, 5 sheep or 5 goats that: (1) are over the age of 6 months at the time of entering lands administered by the BLM; (2) are weaned regardless of age; (3) will become 12 months of age during the authorized period of use.

%PL Use: Percent forage from public land use.

Type Use: Categories with specific rules that govern AUM and grazing fee calculation and input on grazing authorizations and bills.

# EXHIBIT 4

# EXHIBIT 4



**United States Department of the Interior  
Bureau of Land Management  
ALLOTMENT MASTER REPORT**



**NV10051 SHANNON STATION/SPANISH GULCH**

<b>Office:</b>	LLNVB01000	MOUNT LEWIS FO
<b>Allotment Number and Name:</b>	NV10051	SHANNON STATION/SPANISH GULCH
<b>Distribution:</b>	OK	
<b>Management Plan Type:</b>	A	AMP IMPLEMENTED
<b>Management Plan Implemented Date:</b>	01/05/2000	
<b>Management Status Code:</b>	I	IMPROVE CATEGORY
<b>Ephemeral Ecosystem:</b>	N	NO
<b>Grazing Availability:</b>	Y	YES
<b>Decision:</b>		
<b>Staff Assignment:</b>		

**Supplemental Land Information**

Ownership	Acres	AUMs
Public Land:	38,566	3,167
Other Federal:		
State:		
Private:	8,233	
<b>Total:</b>	<b>46,799</b>	<b>3,167</b>

**Pastures**

- 0001 WHISTLER MTN
- 0002 WILLOW
- 0003 SIXTH STREET
- 0004 SIMPSON SEEDING
- 0005 WILLIAMS
- 0006 NEWARK
- 0007 ANGELO BELLI
- 0008 ROCKY KNOLL
- 0009 SEEDINGS
- 0010 WHISTLER SEEDING
- 11 SPANISH GULCH

**Type Land Summary**

Code	Description	Level	Acre %	AUMs %	Fund Symbol	Exec Order	Office Acres %	State Acres %	County Acres %
01	PL 03		100	100	145032	0			
LLNVB01000	MOUNT LEWIS FO	Office					100		
NV	NEVADA	State						100	
NV011	EUREKA	County							100

**Authorization Cross Reference**

Authorization Office	Authorization Number	Operator Name	Active AUMs	Suspended AUMs	Temp Suspended AUMs	Permitted Use
LLNVB01000	2703673	BAUMANN FAMILY TRUST	2520	691	0	3211

**Allotment Terms and Conditions**

Terms and conditions include grazing schedule lines and also any text terms and conditions. The allotment terms and conditions below will print on bills and courtesy applications issued to permittees and lessees.

**Terms and Conditions**





**United States Department of the Interior  
Bureau of Land Management  
ALLOTMENT MASTER REPORT**



**NV10054 SPANISH GULCH**

<b>Office:</b>	LLNVB01000	MOUNT LEWIS FO
<b>Allotment Number and Name:</b>	NV10054	SPANISH GULCH
<b>Distribution:</b>	OK	
<b>Management Plan Type:</b>	A	AMP IMPLEMENTED
<b>Management Plan Implemented Date:</b>	01/05/2000	
<b>Management Status Code:</b>	I	IMPROVE CATEGORY
<b>Ephemeral Ecosystem:</b>	N	NO
<b>Grazing Availability:</b>	Y	YES
<b>Decision:</b>		
<b>Staff Assignment:</b>		

**Supplemental Land Information**

Ownership	Acres	AUMs
Public Land:	5,985	647
Other Federal:		
State:		
Private:		
<b>Total:</b>	<b>5,985</b>	<b>647</b>

**Pastures**

0001 SPANISH GULCH		Type Land Summary							
Code	Description	Level	Acres %	AUMs %	Fund Symbol	Exec Order	Office Acres %	State Acres %	County Acres %
01	PL 03		100	100	145032	0			
LLNVB01000	MOUNT LEWIS FO	Office					100		
NV	NEVADA	State						100	
NV011	EUREKA	County							100

**Authorization Cross Reference**

Authorization Office	Authorization Number	Operator Name	Active AUMs	Suspended AUMs	Temp Suspended AUMs	Permitted Use
LLNVB01000	2700240	2 BIT RANCH LLC	647	0	0	647

**Allotment Terms and Conditions**

Terms and conditions include grazing schedule lines and also any text terms and conditions. The allotment terms and conditions below will print on bills and courtesy applications issued to permittees and lessees.

**Terms and Conditions**



**United States Department of the Interior  
Bureau of Land Management  
AUTHORIZATION USE BY ALLOTMENT REPORT  
NV10054 SPANISH GULCH**



NV NEVADA  
 LLNVB01000 MOUNT LEWIS FO  
 NV10054  
 SPANISH GULCH  
 Y  
 N/A  
 AMP IMPLEMENTED  
 1/5/2000

Administrative State  
 Administrative Office  
 Allotment Number  
 Allotment Name  
 Grazing Allotment  
 Allotment Decision  
 Plan Type  
 Plan Date

**Authorization Information**

Authorization Number	Admin State	Administrative Office	Authorizing Office	Effective Date	Expiration Date	Issue Date	Actual Active AUMS	Actual Suspended AUMS
2700240	NV	LLNVB01000	MOUNT LEWIS FO	04/11/2017	04/10/2027	04/24/2017	647	0
<b>TOTAL</b>								<b>0</b>

**Authorization Schedule Information**

Allotment Number	Allotment Name	Pasture Name	Auth. No	Livestock Number	Livestock Kind	Period Begin	Period End	Public Land %	Type Use	AUMS
NV10054	SPANISH GULCH		2700240	643	SHEEP	05/01	09/30	100	ACTIVE	647

The sum of the AUMs from the Authorization Schedule Information may not equal the Active AUMs for each authorization or allotment due to rounding in the AUM calculation.  
 Date Printed: October 29, 2018 Page 1 of 1

# EXHIBIT 5

# EXHIBIT 5

1-291  
(July 1936)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

APPLICATION FOR GRAZING PERMIT

Date October 31, 19 51

I, James Hunter and John Hunter of Eureka, Nevada  
(name of applicant) (Post-office address)

Five miles East of Eureka, hereby apply for a permit to  
(Location of ranch headquarters)

graze the following livestock, for the period stated, upon lands of the United States customarily used by me within \_\_\_\_\_ Grazing District No. 6, under the rules and current rates of charge as prescribed by the Secretary of the Interior:

Cattle	<u>325</u>	; season from	<u>March 15</u>	to	<u>May 31</u>	<u>50%</u>
Cattle	<u>325</u>	; season from	<u>June 1</u>	to	<u>August 15</u>	<u>100%</u>
<del>Horses</del>	<u>325</u>	; season from	<u>August 15</u>	to	<u>December 15</u>	<u>50%</u>
<del>Cattle</del>	<u>75</u>	; season from	<u>February 15</u>	to	<u>March 31, 1953</u>	<u>50%</u>

in common with other users or on an individual allotment and described as follows

In common with other qualified grazers on the flat in winter and individually after they leave the flat in spring till fall.

My brands and earmarks are Cattle - quarter circle H, left hip, wattle  
left cheek; slit right ear; hole left ear; Horses G left hip

1. Are you a citizen of the United States? yes no By birth?  
By naturalization? yes Date of naturalization March 15, 1921  
place Eureka; court District; certificate No. 495099; if not a citizen, have you filed the necessary declaration of intention to become such? --- Date ---; place ---  
---; court ---; declaration No. ---

(1)

2. Are you interested, directly or indirectly, in any grazing permit held or applied for by any other person, firm or corporation in this or any other grazing district? If so, give the name of permittee and the nature and extent of your interest no

3. Describe land owned by you and used in livestock operation  
 Refer you to description of land attached  
 (Plot holdings on accompanying map sheet)

Acres cultivated	Type of crop	Yield in tons	Tons fed to permitted stock	Tons Sold
approx 175	Alfalfa hay, grass hay, grain hay, and grain	(per acre 2 ton)	approx 15 cwt per animal	Sold none

Grazing land owned, acres 975; season used All the time when practical

4. Describe all land leased by you and used in livestock operation. Leased from:

Name	Address	Term of Lease
<u>Richard Boston</u>	<u>Eureka</u>	<u>yearly</u>
Name	Address	Term of Lease
Name	Address	Term of Lease
Name	Address	Term of Lease

Acres cultivated	Type of Crop	Yield in tons	Tons fed to permitted stock	Tons Sold
60	All grazed this year			
No hay cut this year due to drought, last year we cut about 20 tons and fed it to our cattle				

Grazing land leased, acres; 100; season used fall and winter

Do you purchase any additional feed? yes If so, describe kind cotton cake - 43% protein Average yearly amount 15 to 25 tons

5. Describe and locate all water or water rights owned or leased by you and used in your livestock operations on the public domain:

Kind (Spring, well, Reservoir, etc.)	Date developed	Name of Owner	Location Township Section	Range	Number of stock	Number of Months
<u>separate descriptions enclosed</u>						

6. Have the base lands and water described in this application been previously used in livestock operations in connection with the public domain involved in this application? yes, more or less since 1865

7. Do you hold a permit to graze stock in a national forest? no  
 If so, how many? --- cattle, --- horses --- sheep ---  
 goats, ---  
 Name of the national forest and location of your range therein none

\_\_\_\_\_ ; period of use \_\_\_\_\_

8. How many head of livestock over 6 months of age do you own?	Does any other person own an interest in the stock applied for in this application?
Cattle <u>250</u>	<u>no</u>
Horses <u>100</u>	If so, give name and nature and extent of interest
Sheep <u>---</u>	<u>none</u>
Goats <u>---</u>	_____

(3)

9. How many range stock do you usually run under normal weather and economic conditions? winter, 250 cattle; summer, 350, horses 100

10. How many milk cows do you keep? 6 How many work horses? 12

11. If running cattle, do you operate on a cow and calf, steer, or mixed basis? mixed

12. Do you feed your range stock in winter? yes If so, where? at the ranches Bar C, Four eyed Nick, Edera Place and Boston Place

How many tons of hay or forage per head is fed? Approx 15 cwt and cake

13. Describe your usual livestock operations the year round The calves are mostly born in March, April and May. We do have a few born in winter. The cattle are run on the flat in winter till the weather gets too stormy, about April they are taken to the hills.

14. If stock are trailed from one range to another in your system of operation, describe routes used The cattle are grazed in the hills in summer, and *In The* fall, drift down to the ranch bases, when we generally wean the calves and the cattle go down onto the Diamond Valley where they graze in common with others, where we have water

\_\_\_\_\_  
Signature of Applicant

(4)

# EXHIBIT 6

# EXHIBIT 6



**Diamond Valley Unit  
Adjudication and Allotment  
Agreement**

In accordance with 43 CFR 4111.3-2(c), 4111.4-1 and 4111.4-2, Federal Range Code, the undersigned users within the Diamond Valley Unit of the Battle Mountain District, Bureau of Land Management, hereby agree to the following described group and individual allotments within the unit, as illustrated on the accompanying allotment map.

### Hay Ranch Allotment

In general, the Hay Ranch allotment will include all of that area within the Diamond Valley Unit lying west of the Devils Gate - Whistler Mountain range of hills, more particularly described as follows:

Beginning at the narrows of Devils Gate on U. S. Highway 50 near the SW corner of Section 24, T. 20 N., R. 52 E., MDM, thence in a northerly direction following the drainage divide over Whistler Mountain, a distance of about ten (10) miles, to the junction of the Diamond Valley Unit and the Roberts Creek Unit at a point on the drainage divide in the NW $\frac{1}{4}$  section 9, T. 21 N., R. 52 E., MDM, thence southwesterly along the Diamond Valley Unit boundary, a distance of about 14 miles to the corner of the Diamond Valley Unit near the treasure well in section 21, T. 20 N., R. 50 E., MDM, thence in a southerly direction along the unit boundary, a distance of about five (5) miles to U. S. Highway 50 at the SE corner of the Bartine Ranch fence in the NE $\frac{1}{4}$  of section 15, T. 19 N., R. 50 E., MDM, thence in an easterly direction along U. S. Highway 50, a distance of about fifteen (15) miles to Devils Gate narrows, the point of beginning. It is further noted that this allotment description is limited only to that area in the Diamond Valley Unit and in no way affects the allotment of the Hay Ranch in the Antelope Unit.

### John & Kay Hunter and James Ithurralde Allotment

The allotment of John and Kay Hunter is described as follows:

Beginning at the narrows of Devils Gate on U. S. Highway 50 near the SW corner of section 24, T. 20 N., R. 52 E., MDM, thence in an easterly and southerly direction along U. S. Highway 50 which is the Diamond Valley Unit boundary, a distance of about eighteen (18) miles to the District line near the SE corner of section 32, T. 18 N., R. 54 E., MDM, thence due north along the section line, a distance of five and three quarters (5-3/4) miles to a point on the drainage divide near the NE corner of section 5, T. 18 N., R. 54 E., MDM, thence continuing along the district line east and north along the drainage divide of the Diamond Range, a distance of about nine (9) miles to the high point on the drainage divide north of Poison (Summit) Spring in the NW $\frac{1}{4}$  SE $\frac{1}{4}$  sec. 36, T. 20 N., R. 54 E., MDM, thence in a southwesterly direction following the high ridges to a point near the center of the west half of section 12, T. 19 N., R. 54 E., thence west and northwest along the ridge south of

Pastorino Canyon, thence across Pastorino Canyon and around the west side of Labarry's private ground in Pastorino Canyon, thence in a northerly direction to the east quarter corner of section 33, T. 20 N., R. 54 E., MDM, thence in a northwesterly direction across Dry Canyon going halfway between the patented ground owned by Hunters and by Labarrys respectively, thence in a northerly direction to the east end of the crested wheat-grass seeding used by Edward Melka, thence southwesterly around this seeding and Melkas patented ground and northerly around the Desert Land Entry and north along the fence dividing Melka's seeding from Hunter's seeding to the fence corner along the fence dividing Hunters seeding from Cottonwood seeding, thence in a straight line, a distance of about one (1) mile to the SW corner of Section 1, T. 20 N., R. 53 E., MDM, thence north one and one quarter (1-1/4) miles to the NW corner of this same section, thence westward along the section line through the Desert Land Entries and excluding the Desert Land Entries from the allotment to the NW corner of section 4, T. 20 N., R. 53 E., MDM, thence in a straight line in a westerly direction, a distance of four (4) miles to the top of Whistler Mountain at a point in the SE $\frac{1}{4}$  NE $\frac{1}{4}$  sec. 3, T. 20 N., R. 52 E., MDM, thence in a southerly direction along the drainage divide, a distance of about four (4) miles to the Narrows at Devils Gate, the point of beginning.

The James Ithurralde Spanish Gulch allotment within the Hunter allotment is described as follows:

Beginning at the town of Eureka, thence in an easterly direction remaining at approximately the 7000 ft. elevation contour to Spanish Gulch south of Hunters Ranch, thence southeasterly to the center of Section 27, T. 19 N., R. 54 E., known as Angelo Belli Flat, thence southwesterly to the top of the drainage divide to the NE corner of Section 5, T. 18 N., R. 54 E., MDM, thence along the drainage divide to U. S. Highway 50 at Pinto Summit near the south quarter corner of Section 6, T. 18 N., R. 54 E., thence northerly along the highway to the town of Eureka, the point of beginning.

This area will comprise Ithurralde's area of use within the Diamond Valley Unit to be used in conjunction with the summer sheep range in the Antelope Unit.

The Hunter Ithurralde allotment will be used in common by Hunters' cattle and the Ithurralde sheep are limited to the Spanish Gulch allotment.

It is further understood that Mrs. Jeanne Arambel will retain the right to trail sheep from Pinto Creek through Milk Ranch Spring to their summer range in the Antelope Unit. *We, HUNTERS, further understand that Pinto Creek sheep will trail through area in the Spring and return same in the fall of any given year.*

General Conditions

We the undersigned, stipulate that the Federal range area within this described allotment constitutes our apportioned share of the available Federal range forage within the Diamond Valley grazing unit of the Battle Mountain District.

It is also agreed that in the event of the increase or diminution of the Federal range forage within this allotment for any past, present, or future cause whatsoever, the resultant adjustment of grazing privileges will be made within this allotment and will not affect grazing privileges in adjoining allotments, or be a cause for the amendment of this agreement, or a readjudication of the range.

This agreement shall be binding on heirs or assignees of all licensees or permittees who are party to this agreement unless otherwise altered or changed by the mutual consent of the undersigned licensees or permittees or their heirs or assignees, with the concurrence of the Bureau of Land Management.

Special Conditions

In addition to those conditions spelled out in the Hunter-Ithurralde allotment, it shall be recognized that Labarrys shall be permitted to trail across the head of Walters Canyon to make use in the North Spring allotment area and that the sheep will be limited to this high country within the described boundaries of the North Spring allotment area.

E. P. Cochran  
Hay Ranch (Lucky C)

4-5-65  
Date

John & Kay Hunter  
John & Kay Hunter  
Ray Hunter

3-25-65  
Date

James Ithurralde  
James Ithurralde

3-24-65  
Date

52

George Brown  
George Brown

3-25-65  
Date

Edward A. Melka  
Edward A. Melka

3-25-65  
Date

See Advisory Board Minutes -  
Approved Battle Mountain District Advisory Board

June 10, 1965

Jesse K. ...  
Concur District Manager

12/13/65  
Date

# EXHIBIT 7

# EXHIBIT 7

Copy to Jim Baumann

Form 4120-10  
(December 1979)  
(formerly 4111-5)

UNITED STATES  
DEPARTMENT OF THE INTERIOR  
BUREAU OF LAND MANAGEMENT

RANGE LINE AGREEMENT

State Office	Nevada
District Office	Battle Mountain
Date	July 9, 1981

In accordance with the provisions of Grazing Regulations (43 CFR 4120.1), we, the undersigned, hereby agree to the establishment or adjustment of our respective range allotment boundaries as shown on the attached map and further described as follows:

Shannon Station Allotment

Beginning at the narrows of Devils Gate on U.S. Highway 50 near the SW corner of section 24, T. 20 N., R. 52 E., M.D.M., thence in an easterly and southerly direction along U.S. Highway 50 which is the Diamond Valley Unit boundary, a distance of about eighteen (18) miles to the district line near the SE corner of section 32, T. 18 N., R. 54 E., M.D.M., thence due north along the section line, a distance of five and three quarters (5-3/4) miles to a point on the drainage divide near the NE corner of section 5, T. 18 N., R. 54 E., M.D.M., thence continuing along the district line east and north along the drainage divide of the Diamond Range to Poison Spring in the NE corner of section 12, T. 19 N., R. 54 E., thence in a north-westerly direction up the canyon on the SW side of the road along the fence to the saddle south of Alpha Peak in the center of T. 19 N., R. 54 E., section 12, NENW, thence in a southwesterly direction following the high ridges, old bladed line and fence to a point near the center of section 11, T. 19 N., R. 54 E., thence west and northwest along the ridge south of Pastorino Canyon, thence across Pastorino Canyon and around the west side of the private ground in Pastorino Canyon, thence in a northerly direction to the east

It is further agreed that the above-described allotment boundary constitutes a fair, equitable, and practical range division, based on the respective qualifications of our dependent base property under the Grazing Regulations, and as such shall be binding upon our respective heirs, executors, administrators, successors in interest or assigns.

<u>James E. Bauman</u> (Signature of Permittee/Lessee)	<u>July 14, 81</u> (Date)
<u>Don Edwards</u> (Signature of Permittee/Lessee)	<u>July 13/81</u> (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)
_____ (Signature of Permittee/Lessee)	_____ (Date)

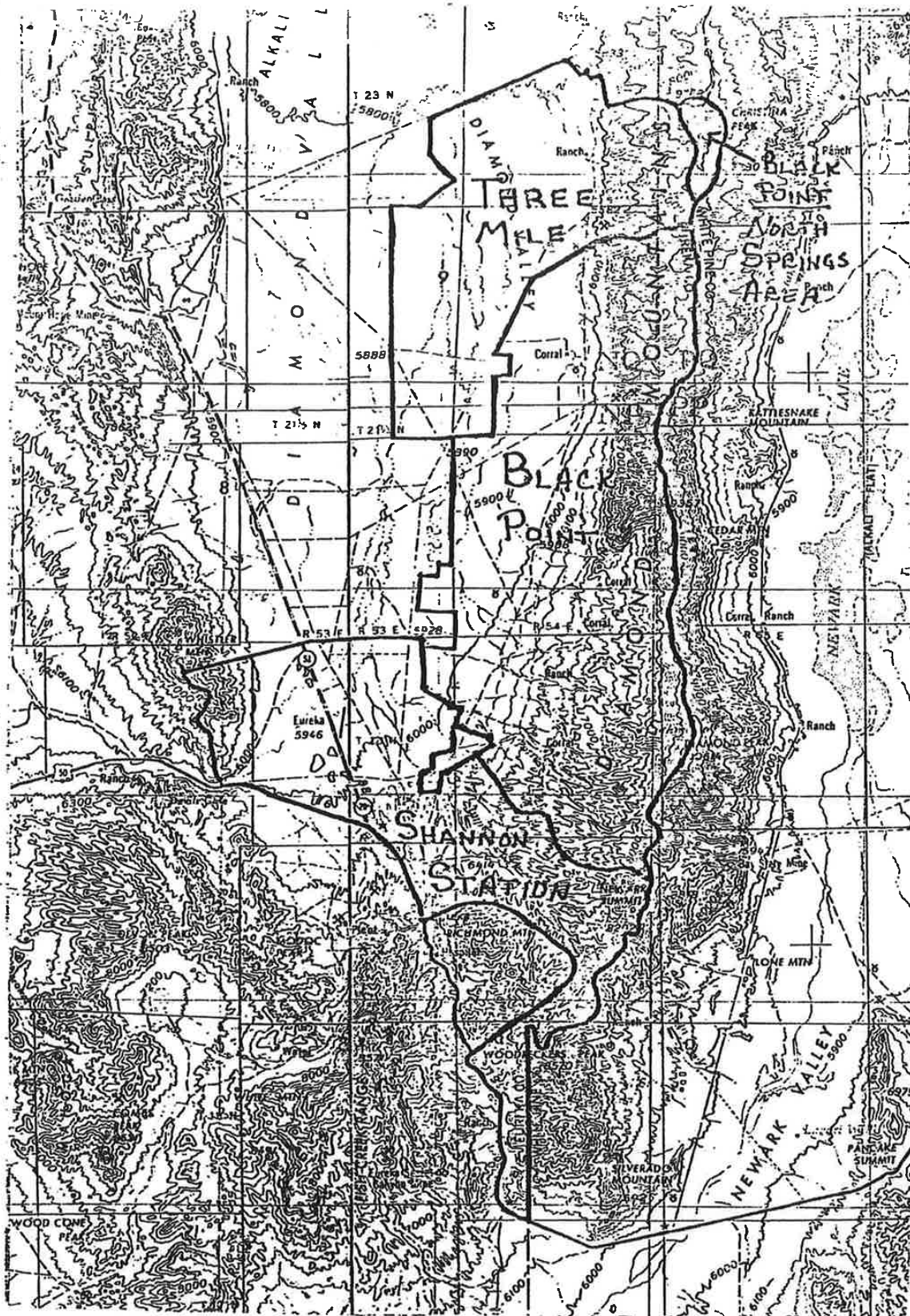
APPROVED:

<u>Neil D. Talbot</u> (Signature of Authorized Officer)	<u>12/12/84</u> (Date)
--	---------------------------

quarter corner of section 33, T. 20 N., R. 54 E., M.D.M., thence in a north-westerly direction across Dry Canyon going halfway between the patented lands containing Four-eyed Nick's Spring and the Eunice Place, thence in a north and westerly direction along the Alpha fence to a point in section 19, T. 20 N., R. 54 E., where the Alpha fence meets the fence around the crested wheat grass seeding used by Edward Melka, thence southwesterly around this seeding and Melka's patented ground and northerly around the Desert Land Entry and north along the fence dividing Melka's seeding from Hunter's seeding to the fence corner along the fence dividing Hunters seeding from Cottonwood seeding, thence in a straight line, a distance of about one (1) mile to the SW corner of section 1, T. 20 N., R. 53 E., M.D.M., thence north one and one quarter (1-1/4) miles to the NW corner of this same section, thence westward along the section line through the Desert Land Entries and excluding the Desert Land Entries from the allotment to the NW corner of section 4, T. 20 N., R. 53 E., M.D.M., thence in a straight line in a westerly direction, a distance of four (4) miles to the top of Whistler Mountain at a point in the SE $\frac{1}{4}$ NE $\frac{1}{4}$  section 3, T. 20 N., R. 52 E., M.D.M., thence in a southerly direction along the drainage divide, a distance of about four (4) miles to the Narrows at Devils Gate, the point of beginning.

Water will be available from Poison Spring to the troughs on both sides of the boundary fence. Excess water from Held's tank will go to the trough in Shannon Station.





# EXHIBIT 8

# EXHIBIT 8

December 1, 2008

To Whom It May Concern:

I was born in 1948 and raised in Eureka, Nevada.

From a very young age, I helped the Hunter family by working on the Hunter Ranch and riding and tending to their cattle.

Hunter's cattle grazed the surrounding mountains of the ranch from the first of April through the end of October or November depending on the weather.

The Hunter cattle utilized each and every spring in the mountains from the Cottonwood Spring north of the Hunter Ranch; to the Fairbury Well south of the Hunter Ranch; east to the Poison Spring and west to the Rhyolite Spring.

The Hunter cattle used the water in Eureka Canyon for many, many years (and created havoc within the townsite) which surfaces below the upper slag dump at the south end of the town. The creek and additional springs surfacing within the townsite continued through the town of Eureka and ran past the depot located at the north end of town.

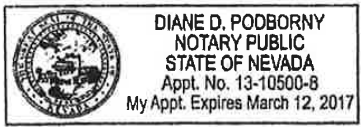
Richmond Spring, Bullwhacker Spring and the Milk Ranch Spring were the main springs for the southern country that were utilized by the cattle belonging to the Hunter Ranch.

It is common knowledge that the Hunter Ranch (aka Simpson Creek Ranch) utilized the range and water sources prior to 1900 to present.

Signed:

*Gerald E. Robinson* \_\_\_\_\_ *Gerald E. Robinson*  
Gerald E. Robinson

State of Nevada  
County of  
This instrument was acknowledged  
by Gerald E. Robinson on April 7, 2010



RECEIVED  
2016 MAY 27 PM 12:40  
STATE ENGINEERS OFFICE

*Deane Prod County*

# EXHIBIT 9

# EXHIBIT 9

August 11, 2016

Nevada Division of Water Resources  
Attn: Daniel Taylor, Water Rights Specialist II  
901 S. Stewart St., Suite 2002  
Carson City, NV 89701

RE: Correction of proofs under James E. and Vera L. Baumann

Dear Mr. Taylor:

Thank you for your letter dated June 20, 2016 where you noted some corrections/elaborations that needed to be made on some of our previously filed vested Proofs of Appropriation. We address each of those Proofs noted below.

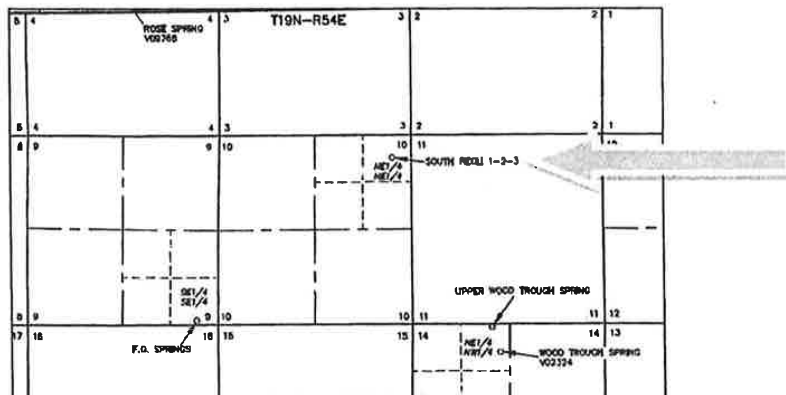
V-03657, Four-Eyed Nicks: We are working with our water rights surveyor to get the omitted acreage added to the map filed in support of this proof. We do note that we submitted a copy of the 1893 Government Land Office survey map that depicts the cultivated areas in T20N R54E Sec. 33. We will be submitting the revised map soon.

V-09765, Pass Creek Spring: Your letter that notes that this spring was not on the map filed in support of the other proofs is correct. However, your statement that there was not a separate map filed for this spring is incorrect. As the claim notes, the map for Pass Creek Spring was included with the original filing of this claim in 2008 in Volume #2 of Simpson Creek Ranch/James & Vera Baumann, already filed with the Nevada Division of Water Resources. At the time, in 2008, this was the same map under the Chloe Held Trust (originally A.C. Florio) Application 7130, Certificate 1322. Please consider the map for this claim as the same we provided in 2008 under Application 7130.

V-09767, Seepage Springs Creek: Similar to the claim above, and as noted on this claim, the map for Seepage Springs Creek was also included with the original filing of this claim in 2008 in Volume #2 of Simpson Creek Ranch/James & Vera Baumann, already filed with the Nevada Division of Water Resources. This is the same map under the A.C. Florio Application 7132, Certificate 1324. Please consider the map for this claim as the same we provided in 2008 under Application 7132.

V-09770, China Canyon Spring: Similar to the claim above, and as noted on this claim, the map for Seepage Springs Creek was also included with the original filing of this claim in 2008 in Volume #2 of Simpson Creek Ranch/James & Vera Baumann, already filed with the Nevada Division of Water Resources. This is the same map as the Ithurralde map in support of his proof V-04497. Please consider the map for this claim as the same we provided in 2008 under Proof V-04497.

V-09776, South Regli No 1,2,3: Your letter states that this spring complex was not included on the map. However, it was included on the map. Below is a screenshot of the portion of the map we submitted showing this spring depicted.



V-10870, Lani Spring: Your letter notes that the spring location in the claim does not match the map. This spring is located very near the quarter-quarter line and the mapping error is due to the inherent accuracy range of the GPS unit. The spring is located in SW1/4SW1/4 of Section 30, T19N, R54E. We will come to the Office of the State Engineer to make the corrections on the map or, if you would accept it, the map for Eureka County claim on Lani Spring, V-04506, can be used. Please let us know if we need to come and make the corrections to the map in person or whether the Eureka County map can be used.

V-10872, Upper Wood Trough: Your letter notes that the spring location in the claim does not match the map. This spring/seep is located very near the section line. In looking at the spring area on Google Earth, it appears that the spring area extends across both sections – that in the claim and that on the map. The GPS location was taken at the center of the spring/seep area. We ask that you correct the proof to clarify that the spring/seep area is across both SE1/4 SW1/4 of Section 11, T19N, R54E and NE1/4 NW1/4 of Section 14, T19N, R54E.

V-10874, High Pass Spring: Thank you for bringing this discrepancy to our attention. After review, we realized that due to recording the wrong GPS location, this ended up plotting this spring near Spanish Gulch. The correct location of this spring is in the same drainage as South Regli No. 1, 2, 3, well north of Spanish Gulch. The location of the spring is SE1/4 NE1/4 of Section 11, T19N, R54E. The GPS location being 39.534718 N, 115.855312 W. We ask you to amend the Proof to correct the spring location. We will come to the Office of the State Engineer to correct the location on the map.

Sincerely,

James E. Baumann  
Simpson Creek Ranch

# EXHIBIT 10

# EXHIBIT 10

May 24, 2016

Nevada Division of Water Resources  
901 S. Stewart St., Suite 2002  
Carson City, NV 89701

RE: Correction of locations listed on stockwater vested claims previously filed in Diamond Valley and dispute of conflicting claims

To Whom It May Concern:

We previously filed multiple stockwater vested claims on springs in Diamond Valley. We visited each spring and took a GPS location of each spring. We did not document the geographic coordinate system or datum that the GPS locations were collected in. It has come to our attention that plotting of these GPS locations in a GIS results in inaccurate placement of the springs. We revisited each spring and took new GPS readings to correct this issue and for our Water Rights Surveyor's use in preparing the required maps. Further, our Surveyor noted that some of new GPS readings do not match the previous legal descriptions. This is likely due to the fact that many of the legal descriptions were copied from previous filings from entities no longer in existence and are located on previously unsurveyed public land. Specifically, we know that the following legal descriptions should be corrected:

V02325 Green Spring, V02326 Simpson #1, V09761 Big Rock Spring, V09757 DePaoli Creek Spring, V09758 Cottonwood Creek Spring, V09759 Spanish Gulch Spring, V09763 Shirt Creek Spring, V09766 Rose Spring, V09768 Milk Ranch Spring, V09769 Upper Milk Ranch Spring, and V09776 South Regli 1-2-3 Spring.

Therefore, the purpose of this letter is to (1) provide the correct GPS locations of our previous filed vested claims in Diamond Valley and (2) ensure the correct legal descriptions are provided under all of our claims. This letter is prepared based on consultation on this issue with Mr. Steve Walmsley via phone call on May 3, 2016.

All corrected GPS locations below are provided in WGS 84 in decimal degrees.

Claim	Name	Latitude	Longitude	Legal Description
V 09756	Poison Canyon Spring	39.509833	-115.919297	NE1/4 NW1/4 of Sec. 20, T19N, R54E
V 02324	Wood Trough	39.522369	-115.862093	NE1/4 NW1/4 of Sec. 14, T19N, R54E
V 02325	Green Spring	39.515113	-115.863875	NE1/4 SW1/4 of Sec. 14, T19N, R54E
V 09759	Spanish Gulch	39.492274	-115.908187	NE1/4 NE1/4 of Sec. 29, T19N, R54E
V 09776	South Regli 1-2-3	39.537061	-115.872301	NE1/4 NE1/4 of Sec. 10, T19N, R54E
V 09777	Rhyolite Spring	39.626254	-116.067534	SW1/4 NW1/4 of Sec. 1, T20N, R52E
V 09761	Hole in the Wall	39.498794	-115.911215	SE1/4 SE1/4 of Sec. 20, T19N, R54E
V 09764	Rich Creek Spring	39.510770	-115.930570	SE1/4 SE1/4 of Sec. 18, T19N, R54E
V 09763	Shirt Creek Spring	39.509928	-115.926263	SW1/4 SW1/4 of Sec. 17, T19N, R54E
V 09758	Cottonwood Creek Spring	39.505255	-115.917338	SW1/4 NE1/4 of Sec. 20, T19N, R54E



V 09760	Sigarini Spring (Poison Spring)	39.534300	-115.834000	SE1/4 NE1/4 of Sec. 12, T19N, R54E
V 09766	Rose Spring	39.549832	-115.898125	SE1/4 SW1/4 of Sec. 33, T20N, R54E
V 09775	Angelo Belli Flat Spring	39.472268	-115.891017	NE1/4 SE1/4 of Sec. 33, T19N, R54E
V 07761	Big Rock Spring	39.497400	-115.913000	SE1/4 SE1/4 of Sec. 20, T19N, R54E
V 09757	Depaoli Creek Spring	39.501571	-115.874839	NE1/4 SE1/4 of Sec. 22, T19N, R54E
V 02326	Simpson #1	39.500300	-115.863000	NE1/4 SW1/4 of Sec. 23, T19N, R54E
V 09768	Milk Ranch Spring	39.483620	-115.933337	SW1/4 SE1/4 of Sec. 30, T19N, R54E
V 09778	Bullwacker Spring	39.498914	-115.942826	SW1/4 SW1/4 of Sec. 19, T19N, R54E
V 09779	Richmond Spring	39.500647	-115.943388	NW1/4 SW1/4 of Sec. 19, T19N, R54E
V 09769	Upper Milk Ranch Spring	39.482789	-115.929757	SE1/4 SE1/4 of Sec. 30, T19N, R54E
V 09771	Eureka Creek	39.539628	-115.965614	SE1/4 SE1/4 of Sec. 02, T19N, R54E

We also dispute recent reports of conveyance that transferred prior claims of Chloe Held Trust (originally A.C. Florio claims) to Pete and Gladly Goicoechea. We noted our dispute with the Chloe Held Trust claims in our previously filed support documents for the chain of title and historic and current use of the land and range in which these spring are appurtenant. This is included in Volume #2 of Simpson Creek Ranch/James & Vera Baumann, already filed with the Nevada Division of Water Resources. Our contentions remain the same on these conveyances to Mr. and Mrs. Goicoechea. Neither the Goicoecheas nor their predecessors in interest have ever held proprietary interests in the ranch, range, or grazing allotment on which these springs exist. This allotment is entirely fenced and the Goicoecheas hold no permit for grazing and therefore have no ability to put the water to use, and have never done so. We believe this was a titling error where the interest in these unprovable claims were conveyed in error.

Sincerely,



James E. Baumann  
Simpson Creek Ranch

# EXHIBIT 11

# EXHIBIT 11



**CERTIFICATE OF SERVICE**

I hereby certify that on November 6, 2018, I caused a copy of the foregoing *AFFIDAVIT OF CLAIMANT BAUMANN IN SUPPORT OF OBJECTIONS TO PRELIMINARY ORDER OF DETERMINATION* to be served on the following parties as outlined below:

***VIA PERSONAL SERVICE:***

Nevada State Engineer  
Nevada Division of Water Resources  
901 South Stewart Street, Suite 2002  
Carson City, NV 89701

Dated this 6th day of November, 2018.



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Laura A. Schroeder, NSB # 3595  
Therese A. Ure, NSB #10255  
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*Attorneys for Claimants Baumann*

